

JOURNAL
OF THE
HOUSE OF REPRESENTATIVES
OF THE
STATE OF ALABAMA
SESSION OF 1919

HELD IN THE CITY OF MONTGOMERY,
COMMENCING
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THIRTY-FOURTH DAY.

House of Representatives,
Friday, Aug. 8th, 1919.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Rev. Mr. Ingram of the House.

ROLL CALL.

On a call of the roll of the House, the following members answered to their names:

Present:

Messrs:			
Mr. Speaker	Crump	Harrison	Murphree
Adams	Deese	Hawkins	McDonald
Albright	Dickson	Hollis	Oakley
Alexander	Dodson	Holmes (Baldwin)	Orr
Allen	Dunaway	Holmes (Elmore)	Parker
Andrews	Edwards (Dallas)	Howle	Partridge
Arnold	Edwards (Pike)	Ingram	Peters
Austin	Ellis (Bullock)	Jones (Escambia)	Pittman
Baker	Ellis (Elmore)	Jones (Marengo)	Preston
Barganier	Faulk	Johnson	Reynolds
Benners	Fletcher	Lawson	Robertson
Blunt	Gilbert	Lee (Butler)	Ross
Bracken	Graham (Autauga)	Lee (Perry)	Russell
Brindley	Graham (Clarke)	Lewis	Salter
Burks	Green	Long (Butler)	Seale
Calvert	Griffin	Long (Sumter)	Shaw
Carnley	Guy	Longshore	Sherrod
Christian	Hall (Henry)	Lynne	Simpson
Christopher	Hall (Marion)	Matthews (Wilcox)	Smith
Clayton	Hale	Milford	Sparks
Cobbs	Hardaway	Mitchell	Stewart
Collins	Hare	Moorer	Stoddard

Tompkins
Trammell
Truss

Tunstall
Van de Graff

Whorton
Williams

Wilson
Woodard

A quorum was present.

REPORT OF COMMITTEE ON REVISION OF JOURNAL.

Mr. Speaker:

We, your Committee on the Revision of the Journal, beg leave to report that we have examined the journals for the thirtieth, thirty-first, thirty-second, and thirty-third days and find same to be correct.

W. H. Shaw,
Chairman.

The report of the committee was concurred in and adopted and the journals for the 30th, 31st, 32nd and 33rd days were approved.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following resolution:

By Mr. Gunter:

S. R. 107. Resolved, that Senate bills Nos. 157 and 158 be recalled from the House of the Legislature for further consideration by the Senate.

Respectfully,
W. F. Miller,
Secretary.

SENATE MESSAGE.

The House acceded to the request of the Senate for the return of Senate bills Nos. 157 and 158 and the same were returned to the Senate.

RESOLUTIONS.

The following resolutions were introduced:

By Rules Committee:

H. R. 111. Resolved by the House, that the Committee on Banking and Insurance shall consist of sixteen members; that the Committee on Agriculture shall consist of twenty-four members, and that the Committee on Local Legislation shall consist of twenty members.

The rules were suspended and the resolution was adopted.

By Mr. Longshore:

H. R. 112. Resolved by the House, that the Senate be requested to return Senate bill No. 53 to the House for the purpose of amendment.

The resolution was referred to the Rules Committee.

By Mr. Baker:

H. R. 113. Be it resolved by the House, that H. 88 relating to the election of county superintendents of education by direct vote of the people be made the special, paramount and continuing order of business immediately after the routine morning business on the next legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Dickson:

H. J. R. 114. A joint resolution to propose an amendment to the Constitution of the State of Alabama for the purpose of amending section 39 of article 2 thereof and to order an election for its ratification.

Be it resolved by the House of Representatives, the Senate concurring, that there shall be and there is hereby proposed an amendment to the Constitution of the State for the purpose of amending section 39 of article 2 by adding thereto and at the conclusion thereof the following words and figures:

"Provided that the Legislature shall have the power to create a new county out of the county of Jefferson in this State of not less than one hundred nor more than three hundred square miles in area, so as to include the city of Birmingham within its limits; to provide a government therefor and for the consolidation of county and city governments therein as the Legislature may deem necessary; to prescribe the powers and duties of the officers of such government in said county so created; to provide that the compensation of all officers of said new county and of each precinct within same shall be fixed on a salary basis; to provide that all fees and commissions earned by said officials shall be paid into the county treasury; to provide for the apportionment of debts of the county of Jefferson and said new county; to provide for a division of county buildings and property between the said two counties and the purchase thereof by either county; to provide for altering or extending the boundary lines of said new county so that the area shall not be less than one hundred nor more than two hundred fifty square miles; to fix the boundaries of said new county irrespective of the provisions of the Constitution existing at the time of the ratification of this amendment; to do all things necessary for the establishment and government of the new county so created; to authorize the county of Jefferson to maintain its county seat in said new county so created or at any place within the old county of Jefferson to be determined by an election to be held by a vote of the qualified electors residing in said old county."

Section 2. Be it further resolved, that there shall be and there is hereby ordered an election to be held by the qualified

voters of the State within ninety days after the adjournment of the Legislature to vote on the above proposed constitutional amendment, and the governor of said State shall, by proclamation, give notice of this election with a copy of the proposed amendment and cause the same to be published once a week for eight consecutive weeks next preceding the day of election in a newspaper published in each county of the State in which a newspaper is published and by posting a copy of same in the courthouse of each county in which no newspaper is published.

And the resolution was referred to the Rules Committee.

By Mr. Benners:

H. R. 115. Resolved, that at the afternoon session today only local bills and bills in the nature of local bills shall be considered and that each member may call one bill upon a call of the roll.

The rules were suspended and the resolution was adopted.

By Mr. Lynne:

H. J. R. 116. Be it resolved by the House, the Senate concurring, that when adjournment is had today same be had to Wednesday, August 13 next; that the hour for reassembling be left to each house for its determination.

The rules were suspended and the resolution was adopted.

By Mr. Shaw:

H. R. 117. Resolved that Senate bill 210, to conserve the natural resources of Alabama, etc., House bill 527, for the protection of salt water shrimp, and House bill 687, to conserve and save from depletion the public oyster reefs of Alabama, be made paramount, continuing special orders for the thirty-sixth legislative day immediately after the reading of the Journal of the preceding day.

And the resolution was referred to the Rules Committee.

BILLS REPORTED FAVORABLY.

Mr. Merritt, chairman of the Standing Committee on Rules, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report:

S. 293. To amend section 928 of the Code of Alabama of 1907.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 561. To authorize the attorney general to direct the solicitor of certain circuits to perform the duties of solicitor of the nineteenth judicial circuit.

H. 735. Providing method of establishing stock law in fractional parts of beats; lying adjacent territory where stock is prohibited from running at large, and to fix punishment for violation of law so established.

H. 635. To amend section five of an act entitled "An act to provide for the appointment of an official stenographer for the second judicial circuit of Alabama, and to prescribe his duties and to fix his compensation," approved August 9th, 1907, as amended by an act of the Legislature of Alabama, approved March 29th, 1911.

H. 756. To ratify, legalize and confirm all grants, rights, privileges, contracts, bonds, conveyances, sales, leases, rentals, purchases, undertakings, agreement sor payments in relation to any United States military camp, remount station, base hospital, aviation field or depot, heretofore made or attempted to be made by or for the use of or benefit of all cities in Alabama which now have a population of as much as twenty-five thousand, and less than fifty thousand people according to the last Federal census; to ratify, legalize and confirm all purchases or rentals of real estate or other property, and all contracts or agreements to purchase or rent, whether within or without the corporate limits of such city; to authorize such city to retain, maintain, sell, lease or convey such property; to authorize and legalize the payment of expenses, charges, costs, court costs made or to be made therein or in relation thereto; to extend the police jurisdiction of such city over said real estate to the extent that such real estate lies in the same county as such city.

H. 256. To authorize and empower counties, cities and towns to appropriate moneys out of their general funds for the maintenance and support of municipal bands and other musical organizations for public entertainment.

H. 416. To repeal section 697 of the Code of Alabama of 1907.

H. 461. To provide for the clerk of the circuit court of Shelby county, to be ex-officio clerk of the county court of Shelby county, to provide the compensation for his services in the county court, and to fix the compensation for his services in said court.

H. 650. To provide for the appointment of bailiffs in circuits composed of only one county and having four or more judges, and having a sheriff serving on a salary basis, and to fix the compensation of such bailiffs and provide for its payment.

H. 634. To prevent frauds and impositions upon the people of the State and to protect investors.

H. 553. To provide for the revision, codification, digesting and promulgation of the public statutes of this State, both civil and criminal.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with amendment:

H. 752 (with amendment). To suppress profiteering, trusts, cobines and monopolies, and the hoarding of the necessities of life for the purpose of affecting the price of such necessities in this State; to fix penalties and provide remedies for the enforcement thereof.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 555. To divide the State into judicial circuits for the circuit court, to be numbered and composed of the counties named.

H. 562. To repeal sections 3279, 3280 and 3281 of the Code of Alabama, an act to amend section 3281 of the Code of Alabama, approved April 22, 1911, and an act to amend section 3279 of the Code of Alabama. Approved September 8, 1915.

H. 560. To further prescribe the duties of the supernumerary judge of Alabama.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with substitute:

H. 535 (with substitute). To create the Alabama railroad and public utilities commission, with the powers and jurisdiction of the Alabama public service commission, and with additional powers and jurisdiction to supervise and regulate in the public interest: (a) The rates, fares and charges; (b) facilities, practice rules and service; (c) franchises, licenses and contracts; (d) the financing and securities; and (e) the construction of new common carriers and agencies and utilities affected with a public interest or rendering public service of any kind.

H. 559 (with substitute). To amend section one of an act entitled, "An act to further prescribe and regulate the qualifications, number, designation, duties and powers of the circuit judges of the State, and to provide for their election and appointment, approved September 25th, 1915."

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 534. To abolish the county court of Coosa county, and the offices pertaining thereto.

H. 748. To amend section two of an act entitled "An act to authorize the holding of elections by municipal corporations in the State of Alabama, for the purpose of obtaining authority to issue bonds, for public purposes herein defined, and to provide for holding such elections, and declaring the result thereof, and to authorize the issue of such bonds when a majority of the voters participating in such elections vote in favor of the issue of such bonds, and regulate the issue, execution, sale and security of such bonds," approved August 26, 1909, as amended by an act approved February 20, 1915.

S. 348. To establish a commission for the promotion of uniformity in State legislation and to prescribe its duties.

S. 341. To require a copy of all pleadings in cases pending in the courts of this State at law or in equity to be served on opposing counsel.

S. 347. To amend section (3) of an act entitled, "An act to create and establish the office of general guardian ad litem in all counties of sixty thousand (60,000) population and not exceeding eighty-two thousand (82,000) population according to the last Federal census; to prescribe his duties and qualifications; to provide for his appointment and to fix his compensation and term of office; to provide for the appointment of a guardian ad litem in cases where the general guardian ad litem is disqualified or where the interest of the infants interested in the case are antagonistic or conflicting; and to provide a penalty for wrongfully appointing such guardian ad litem," approved March 22nd, 1911, as amended by an act approved July 27th, 1915.

S. 223. To fix the salary of the judge of the county court in all counties having a population of not less than thirty-nine thousand and one hundred ten (39,110) and not more than thirty-nine thousand and two hundred (39,200) according to the Federal census of 1910 and provide for the payment of the same.

S. 313. To amend section 1 of an act entitled an act "Creating and establishing the juvenile court of Mobile county, and defining its powers and jurisdiction; providing for the process and procedure of said court; for the equipment of said court; for officers of said court and their salaries and defining their powers and providing a commission to aid in carrying out the work of the court and prescribing its duties.

S. 329. To provide for and fix the compensation to be allowed the sheriff and circuit clerk of Covington county for all official duties for the compensation of which no express provision is made by law; and to provide how the court of county commission-

ers of Covington county shall fix and allow said compensation and to regulate the same; to provide for the repeal of all laws, local, special or general in conflict therewith insofar as they relate to the compensation of the sheriff and circuit clerk of Covington county.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 625. To fix the salary of the deputy solicitor for Baldwin county, Alabama.

H. 662. To authorize, regulate and prescribe the manner of summoning by registered mail witnesses and jurors in any and all proceedings in any and all courts in this State.

H. 649. To provide for service by the sheriff and his deputies of criminal processes in State cases in all counties of the State of Alabama which have a population of one hundred and fifty thousand and more, according to the last or any subsequent Federal census, and wherein the sheriff of such counties is upon a salary basis, and to prohibit the service of such process other than herein designated, except processes other than warrants of arrest issued by justices of the peace.

H. 644. To promote the sale of farm loan bonds issued by the Federal land banks organized under the provisions of the farm loan act.

H. 664. To provide for the printing and publication of the reports of the supreme court and the court of appeals of Alabama and for the distribution or sale of same.

H. 690. To amend an act entitled "An act to require the bodies of all dead animals to be burned or buried and to provide a penalty for the failure to do so," approved Sept. 22, 1915.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with amendment:

H. 593 (with amendment). To amend section 4225 of the Code of Alabama, 1907.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with substitute:

S. 78 (with substitute). To permit newspaper editors to accept free transportation from railroads in exchange for space and advertisements in their papers, and to permit the free use of

such railroad transportation on railroads in Alabama by the editors holding the same.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with amendment:

H. 749 (with amendment). To amend section 153 of the Code of Alabama of 1907.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 763. To authorize the payment of all fees of solicitors in misdemeanor cases in certain counties into the county treasury for the use of the county.

H. 684. To amend section 1 of an act entitled "An act to regulate and prescribe the method of securing jury trials in civil causes at law and in misdemeanors, and to prescribe how such causes shall be tried without the intervention of a jury and reviewed," approved September 28, 1915.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report with amendment:

H. 529 (with amendment). To require county commissioners and members of boards of revenue of the State of Alabama to give bond for the faithful performance of duty.

S. 276 (with amendment). To provide for the appointment of an assistant solicitor for each judicial circuit in the State composed of one county with three circuit judges, to fix the term of said office, to prescribe the duties and authority of said assistant solicitor, and to fix his compensation.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills and ordered same returned to the House with a favorable report:

H. 658. To authorize and empower cities and towns to license and regulate private employment agencies, and to revoke the license of such private employment agencies for violation of such regulations.

H. 655. To amend section 6401 of the Code of 1907.

H. 611. To amend section 1 of an act entitled an act to provide for the disposition of money to which minors are entitled, approved August 25th, 1909.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with amendment:

H. 617 (with amendment). To fix the salary of tax collectors in counties having a population of over eighty-two thousand and not exceeding one hundred thousand according to the last Federal census or any subsequent census and allowances for clerical help in said offices and to provide for payment thereof.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report:

H. 578. To authorize the court of county commissioners, board of revenue, or other governing body of any county in this State which has outstanding an indebtedness evidenced by warrants which have been regularly issued and registered, to settle, adjust and refund the same, and for that purpose to issue new warrants of said county.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with amendment:

H. 657 (with amendment). To provide that when any city or town in this State has heretofore acquired, or may hereafter acquire, by purchase, assignment or otherwise, any mortgage on real estate, that such city or town shall have a lien on such real estate for the amount expended or advanced by it, with interest thereon, and may enforce such lien by appropriate proceedings in the equity side of the circuit court.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with substitute:

H. 318 (with substitute). To regulate the compensation or salaries of deputy solicitors.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report:

H. 569. To amend section 7147 of the Code of Alabama.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted

on the following bill and ordered the same returned to the House with a favorable report with substitute:

H. 751 (with substitute). To further prohibit disturbances at churches, school houses, or other public gatherings. To prevent injury to automobiles and other vehicles parked at such public places.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 729. To make better provision for the payment of the fees of State witnesses in criminal cases in the circuit court and county court and before the grand jury of Crenshaw county, to make appropriations therefor and to fix the amount of such fees and to prescribe the duties of the county treasurer under this act.

H. 720. Empowering the clerk of the circuit court in the county of Baldwin to take affidavits for the arrest of parties charged with crime, and to issue warrants for the arrest of such parties, returnable before the judge of the county court.

H. 623. To amend sections 1 and 4 of an act, approved April 18, 1911 and entitled "An act to regulate the mining of coal in Alabama."

H. 674. To authorize courts of county commissioners or boards of revenue in the several counties of this State to appropriate money to secure the better enforcement of the criminal law in their respective counties.

H. 723. To make the clerk of the circuit court of Baldwin county ex-officio clerk of the county court, and fixing his fees for such services.

H. 753. To fix the compensation of grand and petit jurymen in counties having a population of not less than 80,000 nor more than 82,000, according to the last Federal census.

H. 669. To amend sections 7579 and 7581 of the Code of Alabama, 1907.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with amendment:

H. 683 (with amendment). To amend section 1 of an act to amend section 5346 and repeal section 5347 of the Code of Alabama of 1907, approved September 28, 1915.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted

on the following bill and ordered the same returned to the House with a favorable report:

S. 319. To amend section 153 of the Code of 1907.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report with amendment:

S. 226 (with amendment). To amend chancery rule 2, on page 1529, of the Code of Alabama of 1907.

S. 248 (with amendment). To amend section 6112 of the Code of 1907.

S. 271 (with amendment). To provide for notice to the plaintiff of the filing of pleas of set-off, recoupment or any other plea upon which a judgment by default may be taken, and to regulate the taking of judgments by default on such pleas.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

S. 221. To make the clerks of the circuit courts in all counties of this State having a population of more than 32,900 and not more than 33,000, according to the Federal census of 1910, ex-officio clerks of the county courts; to prescribe their duties and fix their compensation and provide for the payment of the same.

S. 259. To require the several counties in this State to be liable for injuries received by persons or property injured by any defects upon any bridge on the public highways of this State, regardless of whether the said bridge was erected by the county, or by a contractor for the county.

S. 237. To change the name of the Mount Vernon Hospital to that of "The Searcy Hospital."

S. 238. To provide for and regulate the use of grand and petit juries for the criminal divisions of all circuit courts of this State, holding at the county site, in all circuits which now are or may hereafter be composed of only one county and in which there are now or may hereafter be provided more than three judges, independent of and separate and apart from the juries for the other divisions of such courts, and to regulate the transfer of juries from civil to criminal divisions thereof, and from criminal to civil divisions thereof.

S. 317. To amend section 5757 of the Code of 1907.

S. 282. To amend an act entitled "An act to authorize the recording of affidavits relating to lands in certain instances, and to make said affidavits, or certified copies of the record thereof,

evidence sufficient prima facie to establish the facts therein recited.

S. 225. To amend subdivision one of section 3074 of the Code of Alabama of 1907.

S. 228. To amend section 6918 of the Code of Alabama.

S. 365. To divide Barbour county into six districts to be known as board of revenue districts, and to provide for the election of a member of the board of revenue of Barbour county from each district, by the qualified voters of each district, and also one member of the board of revenue from the county at large.

Mr. Dunaway, chairman of the Standing Committee on Ways, Means and Appropriations, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with amendment:

H. 727 (with amendment). To make an appropriation for certain fencing required for the Confederate soldiers' home at or near Mountain Creek.

Mr. Dunaway, chairman of the Standing Committee on Ways, Means and Appropriations, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with substitute:

H. 506 (with substitute). To reimburse the treasury for appropriations made for the payment of salaries of justices of the supreme court, judges of the court of appeals and circuit judges by imposing a trial fee of five dollars in each case civil, criminal or equity which goes upon the docket of any county or circuit court, or other court exercising the jurisdiction thereof in whole or in part, which fee shall be taxed and collected as other costs, and when collected covered into the State treasury; to repeal all local laws imposing trial fees and all laws or parts of laws in conflict with the provisions of this act, and to fix the time when this act shall go into effect.

Mr. Dunaway, chairman of the Standing Committee on Ways, Means and Appropriations, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 265. To levy a tax of two and one-half per centum of the value of estates, of the deceased person, as provided by section 218 of the Constitution of 1901.

H. 715. To amend section 31 of an act approved April 8, 1911.

H. 706. To appropriate the sum of \$234.00 to be paid to Israel Belser in full settlement of the amount due him by the State of Alabama for services rendered as assistant State chaplain of con-

victs during 1915 and part of 1916, for which services he has not been paid.

H. 700. To regulate the possession and repair of motor vehicles and gasoline engines, and their manufacture and sale; to prescribe penalties for the violation of this act, and prescribe rules of evidence and forms of indictment to be used in prosecutions arising thereunder.

H. 676. To provide for the relief of T. P. Welborn, a Confederate pensioner of Winston county, Alabama, and to provide for the payment to the said T. P. Welborn one hundred sixty-nine and 60/100 dollars, which was omitted to be paid to him a Confederate pension for the years 1913, 1914 and 1915.

H. 630. To relieve H. H. Deese, a Confederate soldier.

H. 573. To regulate and prescribe the manner of electing the county commissioners of Talladega county.

H. 492. To make an appropriation out of the State treasury to pay premiums on Alabama raised steers and to provide how and by what means said amount shall be paid.

H. 491. To authorize and empower commissioners courts and boards of revenue or other like governing boards of each county in Alabama to make appropriations to pay premiums on live stock which may be exhibited in live stock shows in said county.

H. 89. To abolish county equalization boards, and to provide for the valuation, assessment and equalization of property for taxation; to repeal all laws creating county equalization boards and prescribing their duties.

H. 14. To abolish the county boards of equalization and to require the courts of county commissioners or boards of revenue, of the several counties of Alabama to perform all the duties, with respect to taxes and taxation, which they were authorized to perform, prior to the passage of the law creating state and county boards of equalization.

H. 330. To provide for safety to life and property in this State in the construction and use of steam boilers; creating a board of boiler rules to prescribe rules and regulations for boilers used in this State which will be uniform with other states' rules now in existence, in order to provide for the free interchange of boilers between states; to define the power of the board of boiler rules; to provide penalties for violation of this act and rules and regulations of the board of boiler rules.

H. 335. To amend section 813 of the Code of Alabama, as amended by section 3 of an act to amend sections 811, 812, 813, 814, 815, 818 and 819 of the Code of Alabama, approved September 28, 1915.

H. 445. To further extend the power and authority of boards of revenue of counties having a population of more than one hundred thousand people, according to the last Federal census, or according to any subsequent Federal census, and particularly to authorize and empower such boards to appropriate money or funds out of the county treasury to aid in maintaining homes or institutions for aged women.

H. 471. For the relief of Rev. J. E. Deer of Escambia county, Alabama.

H. 442. To change the name of the "Mercy Home Industrial School for Girls," located at Birmingham, Alabama, to the Alabama Vocational School for Girls, and to provide appropriations for the support, maintenance and improvement of the same.

H. 362. To repeal section 2070 of the Code of Alabama of 1907.

H. 354. To repeal section 2069 of the Code of Alabama of 1907.

H. 760. To make an appropriation of two hundred and eighty-two dollars for the relief of George W. Morris, a Confederate soldier of Randolph county.

Mr. Dickson, chairman of the Standing Committee on Education, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report:

H. 702. To provide for the town of Albertville and school district known as the Albertville school district, to manage and control the affairs of its public schools in said school district. To provide for the election of a board of education by the town council of the town of Albertville, Alabama. To authorize said board of education to mortgage or pledge the property of said public school for the purpose of procuring additional funds to build or erect and equip a suitable public school building in said town of Albertville, and to authorize payment and satisfaction of said mortgage out of funds hereafter derived from the levy of a special school tax in said school district.

Mr. Lynne, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report:

H. 464. To make the clerk of the circuit court of Chilton county, Alabama, ex-officio clerk of the county court of said county, and to provide for a bond as such clerk.

H. 712. To provide for the consolidation of adjacent or contiguous cities having each a population between four thousand

and six thousand five hundred, according to the last preceding official and published Federal census, and to provide for the organization and officers of such consolidated city.

H. 259. To prohibit the running at large of dogs in Clarke county, Alabama; providing punishment for owners allowing same to be done; providing that dogs running at large may be killed; designating what courts shall have jurisdiction of offenders of this law; fixing penalty for violation of same and providing ~~what shall be done with the fines collected from said offenders, and repealing all laws and parts of laws in conflict with this act.~~

H. 744. To ratify a resolution of the board of revenue of Jefferson county, Alabama, compromising the claim of Mrs. Effie McMickins against Jefferson county.

Mr. Brindley, chairman of the Standing Committee on Municipal Organizations, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report:

H. 656. To authorize and empower cities and towns of the State of Alabama to contract with the United States of America, the State of Alabama, and any county of the State of Alabama, for the construction or improvement, or the reconstruction or re-improvement of streets, avenues and highways, when such streets, avenues or highways are established, constructed, reconstructed, improved or reimproved by the United States government, the State of Alabama, or any county of the State of Alabama, and to agree upon the proportionate share of the cost of such assessment to be paid by any municipality; and to provide for the assessment of the same against the property benefited; and to authorize the issuance of bonds for such public improvements; and to provide that such proceedings shall be governed by the general laws of Alabama relating to assessments for public improvements, except as herein provided.

H. 743. To vacate, close and annul as a public highway or street, that portion of 25th street, which lies between the northwest sides of 7th alley and the southwest side of 8th avenue.

S. 342. To vacate and to annul the dedication of that part of Fifth, Sixth and Seventh streets in the city of Anniston, State of Alabama, through, over, on or across, and as projected through, over, on or across that certain tract of land situated and being in said city of Anniston and bounded on the north by Tenth street, on the east by the right of way of the main line of the Mobile division of the Southern Railway Company (formerly the East Tennessee, Virginia and Georgia Railway Company), on the south by Fourth street and the right of way of the Birmingham divi-

sion of the Southern Railway Company (formerly Georgia Pacific Railway Company) and on the west by Glen Addie street and the right of way of the said Birmingham division of the Southern Railway Company.

Mr. Andrews, chairman of the Standing Committee on Banking and Insurance, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report:

S. 295. To authorize any bank or trust company incorporated under the laws of the State of Alabama to become a member of a Federal reserve bank, and in such event to be subject to all the provisions of the act of Congress known as the Federal reserve act and amendments thereto; to provide and define the reserves to be kept by banks and trust companies incorporated under the laws of this State which are or may become such members of the Federal reserve system; to permit the authorities of this State which supervise and examine banks and trust companies organized under its laws to accept the examinations and audits made pursuant to the Federal reserve act of such banks and trust companies as become members of the Federal reserve system, to furnish information to the authorities of the Federal reserve system as to such State banks.

Mr. Andrews, chairman of the Standing Committee on Banking and Insurance, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report, with substitute:

H. 577 (with substitute). To further prescribe the qualifications and duties of directors of banks and trust companies doing a banking business in this State.

Mr. Andrews, chairman of the Standing Committee on Banking and Insurance, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report:

S. 233. To require the superintendent of banks to certify and pay to the treasurer of the State of Alabama all funds remaining in the hands of the superintendent of banks, uncalled for, which have been held by him in trust for depositors and creditors of liquidated banks, from which they were received after three (3) years from the final liquidation of such bank.

S. 286. To authorize any bank or trust company doing a banking business, to receive deposits, and, or pay checks or sight drafts and transact other business, on any legal holiday, excepting Sunday.

S. 301. To authorize banks to accept drafts or bills of exchange drawn upon them under certain conditions and restrictions.

Mr. Arnold, chairman of the Standing Committee on Public Roads and Highways, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report:

H. 732. To designate a certain public road of Alabama as a State trunk road or highway, and to provide the means by which ~~such State trunk road or highway~~ shall be constructed, improved and maintained.

H. 736. To designate a part of the Alabama State trunk highway, beginning at Mt. Vernon camp ground in Fayette county, on Fayette and Columbus highway; thence in a southeasterly direction to where the present road intersects the Fayette and Kennedy road, near the residence of W. B. Harkins, thence along the said Fayette and Kennedy road north of Luxapalila river extending in a southeasterly direction, passing Sudduth cemetery and Holliman's mill, intersecting the Beaverton, Kennedy and Millport highway, about one mile north of Kennedy, Alabama; also the Newtonville road, beginning at Fayette, Alabama, and extending southward to the Tuscaloosa county line, near Newtonville, Alabama; also that certain road, known as Carbon Hill road, beginning at a point on said Russellville road about six miles northeast of Fayette, Alabama, and extending in a northeasterly direction to Walker county line, near Carbon Hill, Alabama, said roads to be hereafter numbered by the State highway department, as State trunk highways, and to provide that said State trunk highways, created by the provisions of this act, shall receive such benefits as other State trunk highways heretofore established.

H. 435. To submit to the qualified electors of this State at a special election to be held at the call of the governor after ninety days from the final adjournment of this Legislature for their consideration an amendment to the Constitution for the purpose of authorizing counties to levy special taxes for the construction and maintenance of public roads and bridges; to fix the debt limit and tax limit of counties, to provide for validating the outstanding debt incurred by counties for the construction of highways, roads, bridges or other public improvements; to permit the same and all other outstanding interest bearing debts to be refunded into bonds and to provide for the payment of the same; to fix the debt limit and tax limit of cities and towns and to provide for the levy of taxes by them for the payment of the interest bearing

debts thereof, for streets, bridges and other municipal purposes.

H. 349. To provide for the construction, maintenance, improvement and protection of the public roads and bridges of Clarke county, Alabama, and to provide for a special road tax therefor; also for the hiring or purchasing of implements, teams and other things necessary in the construction and improvement of the same; to pay for the same out of the road fund of the county, providing for the use of money paid in lieu of work. Provide for sale of certain property, for the appointment of, by the court of county commissioners of said county, a road superintendent in each commissioner's district as they are now laid off, fixing their pay, defining their duties and conferring special powers on the commissioners court of said county. Providing the method of employing hands and how certain parties may be required to take out a license for the use of said public roads; providing for the appointing apportioners and overseers and defining their duties and how they may be excused from serving as such. Defining the road year and those liable to road duty, the time they may be required to work, prescribing the manner in which they may pay in lieu of work to the superintendent of roads, and their duty as to same; and the method of warning hands and defining those who are exempt from road duty. Providing for disposition of license or privilege tax on automobile and cars of like kind. Providing for the repeal of laws in conflict herewith.

Mr. Arnold, chairman of the Standing Committee on Public Roads and Highways, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report with substitute:

H. 607 (with substitute). To create and designate an additional State trunk road No. to extend from Scottsboro, Alabama, to Fort Payne, Alabama, and confer upon said road all of the rights and privileges now extended to trunk roads in said State.

Mr. Arnold, chairman of the Standing Committee on Public Roads and Highways, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report:

H. 595. To create, establish and designate an additional State trunk road to be known as No. 23.

H. 659. To establish an additional State trunk road, or State aid road, running from Hamilton, thence to the Illinois Central Railroad crossing at Wiginton, by way of Jackson military road, as the same now runs.

H. 323. To provide for the establishment, discontinuance, construction, use, working and maintenance of the public roads and bridges of Lamar county, Alabama. To define the duties and powers of the court of county commissioners of Lamar county with regard to same, and to fix penalties for violation of the rules and regulations of the public road law of Lamar county and the State of Alabama.

H. 415. To secure to persons the right of way over lands of other persons.

H. 581. To amend an act approved September 10, 1915, entitled "~~An act to designate certain public roads in the State of Alabama as State trunk roads, and to provide the manner in which such roads shall be located, improved and maintained,~~" and the several acts amendatory thereof.

H. 692. To provide for the annexation of Bay, Calhoun, Escambia, Holmes, Jackson, Okaloosa, Santa Rosa, Walton and Washington counties in West Florida to the State of Alabama, with the assent of the State of Florida and the Congress of the United States.

H. 688. To provide for the organization of land owners, of any county, of districts within said county, for the purpose of building, improving and maintaining public roads in such districts, to confer the right of eminent domain to the extent necessary to carry out the purposes of this act, to provide for raising the funds by bond issue or otherwise, to pay the costs of building and maintaining such highways by assessment of the lands in said district in proportion to the benefits received by reason of such improvement.

H. 626. To authorize counties benefited thereby to join in the expense of building, operating and maintaining a bridge or bridges, highway or highways even though only a part or no part of such bridge or bridges, highway or highways may be located in such counties.

H. 719. To create and designate an additional trunk road, extending from Cullman, in the county of Cullman, west by Addison, thence south to Jasper and from Jasper south through Gurganus to Tuscaloosa in Tuscaloosa county, and to confer upon said road all of the rights and privileges now extended to trunk roads in this State.

Mr. Arnold, chairman of the Standing Committee on Public Roads and Highways, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with substitute:

H. 629 (with substitute). To amend section 1 of an act entitled "An act to designate certain public roads of the State of

Alabama as State trunk roads, and to provide the manner in which said roads shall be located, improved and maintained," approved September 10, 1915.

Mr. Arnold, chairman of the Standing Committee on Public Roads and Highways, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 638. To declare the public road leading from Brewton, Alabama, to Monroeville, Alabama, a part of the State highway system.

H. 643. To amend an act approved February 19, 1919, entitled "An act to amend section 1 of an act entitled an act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained, approved September 10, 1915."

H. 701. To amend section 1 of an act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained, approved August 10th, 1915.

S. 368. To provide for the establishment, maintenance, repair and regulation of public highways; including bridges and ferries, in St. Clair county.

S. 307. To designate a certain public road of the State of Alabama as a State trunk road, and to provide the manner in which such road shall be located, improved and maintained and to make its establishment imperative.

S. 326. To authorize counties benefited thereby to join in the expense of building, operating and maintaining a bridge or bridges, highway or highways even though only a part or no part of such bridge or bridges, highway or highways may be located in such counties.

S. 218. To submit to the qualified electors of this State at a special election to be held at the call of the governor after ninety days from the final adjournment of this Legislature for their consideration of an amendment to the Constitution for the purpose of authorizing the State to establish and maintain a State highway system of public roads and bridges, to issue interest bearing bonds therefor, to authorize the levy and collection of automobile or other motor driven vehicle taxes by the State for said purposes and to provide for the establishment and maintenance of said State highway system, public roads and bridges according to such regulations as the Legislature may have prescribed or may hereafter prescribe.

S. 357. To designate certain described roads as State trunk roads for Alabama.

Mr. Arnold, chairman of the Standing Committee on Public Roads and Highways, reported that said committee, in session, had acted on the following bill and ordered the same returned to the Houe with a favorable report with amendment:

S. 359 (with amendment). To amend section one of an act entitled "An act to create a county highway commission for Walker county, Alabama, and to define the powers and duties thereof," approved February 15th, 1919.

Mr. Arnold, chairman of the Standing Committee on Public Roads and Highways, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

S. 403. To amend section 1 of "An act to provide for the more efficient working of the public roads in Mobile county, and certain streets and public thoroughfares in the city of Mobile; provide for the control, working, building, maintenance and improvement of the same by the board of revenue and road commissioners of Mobile county; to prescribe the duties and fix the authority of said board; to provide for the levy and collection of a road tax, and the method of disbursing moneys necessary to carry out the provisions of this act and provide penalties for violation of its provision," which act was approved August 2nd, 1907, which said proposed act is as follows: An act to amend section 1 of "An act to provide for the more efficient working of the public roads in Mobile county, and certain streets and public thoroughfares in the city of Mobile; provide for the control, working, building, maintenance and improvement of the same by the board of revenue and road commissioners of Mobile county; to prescribe the duties and fix the authority of said board; to provide for the levy and collection of a road tax; and the method of disbursing moneys necessary to carry out the provisions of this act, and provide penalties for violation of its provisions," as approved August 2nd, 1907.

S. 154. To designate a certain public road of the State of Alabama as a State trunk road and to provide the manner in which such road shall be located, improved and maintained.

S. 323. To ratify, confirm and validate the issuance of road improvement warrant No. 256 for work on the Peach Tree road, by the court of county commissioners of Wilcox county, Alabama; and to ratify, confirm and validate all orders, decrees and contracts by said court of county commissioners necessary to au-

thorize the legal issue of said warrant; and to authorize the treasurer of Wilcox county, Alabama, to pay the interest on said warrant according to its terms as same matures; and to authorize the treasurer of said Wilcox county to pay the principal on said warrant when same matures according to its terms.

S. 55. To create a State highway department; to define its powers and duties; to authorize State aid in the construction and maintenance of public roads and bridges; to create a State highway fund and to provide for its expenditure; to impose certain duties upon county and municipal officials and to provide a penalty for their failure to discharge same; to authorize the State highway department to work State convicts upon public roads and bridges; to assent to the act of Congress approved July 11, 1916, known as the "Federal Aid Law" and to authorize the State highway department to co-operate with the United States government in the construction and maintenance of rural post roads; and to repeal the act approved April 5, 1911, entitled "An act to provide for the creation of a State highway commission, defining its powers, duties and compensations, and methods to be adopted for control of same and for appropriation and maintenance of the same and to give State aid and State supervision over all public roads, culverts and bridges of the State for construction of a permanent nature and the maintenance thereof wherein any portion of the appropriation hereinafter made shall be used for such purpose and to make an appropriation therefor out of the net revenue of the convict fund of the State and from other sources."

Mr. Wilson, chairman of the Standing Committee on Mining and Manufacturing, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report:

H. 734. To amend section 3485 of the Code of Alabama of 1907.

S. 358. To amend section 1 and 4 of an act, approved April 18, 1911, and entitled "An act to regulate the mining of coal in Alabama."

Mr. Long, chairman of the Standing Committee on Agriculture, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with amendment:

H. 613 (with amendment). To regulate the traffic in seed cotton in the several counties of Alabama and to provide for penalties for violating the same.

Mr. Long, chairman of the Standing Committee on Agriculture, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report:

H. 725. To prevent the tethering, tying out or staking out of any cow, calf, horse, mule, hog, goat, sheep or other live stock or animal upon any public road in this State or along the side of or so near to any public road that such animal so tethered, tied out or staked out may go upon the public road.

~~Mr. Long~~, chairman of the Standing Committee on Agriculture, reported that said committee, in session, ~~had acted on the following bill and ordered the same returned to the House with a favorable report with amendment:~~

H. 478 (with amendment). To prohibit goats from running at large in precinct 9 of Jefferson county, Ala., and to prescribe the jurisdiction and a penalty for the violation thereof.

Mr. Orr, chairman of the Standing Committee on Corporations, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 757. To amend section 3503 of the Code of Alabama of 1907.

H. 704. To amend section 3465 of the Code of Alabama.

The above and foregoing bills were severally read a second time and placed on the calendar.

BILLS REPORTED ADVERSELY.

Mr. Dunaway, chairman of the Standing Committee on Ways, Means and Appropriations, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with an adverse report:

H. 308. To provide for the election of county superintendents of education, to prescribe their qualifications, fix their terms of office, and provide for fixing their salaries.

H. 296. To amend section 51 of an act entitled, "An act to provide for the assessment, valuation and equalization of values of real and personal property for taxation, and for this purpose to create a State board of equalization, to prescribe the powers and duties of said board, to create a board of equalization for each county, and to prescribe the powers and duties of said boards, to provide for the collection of taxes, the sale of property for taxes, the redemption from such sales, to further provide for the general revenues, abolish the State tax commission, and to

transfer all its powers, authority and jurisdiction and all proceedings pending for assessment and collection of taxes, and to repeal all laws in conflict with this act," approved September 14, 1915.

H. 186. To provide for the appointment of a uniform accounts and records commission for the State of Alabama, to prescribe its powers and duties, and to make an appropriation for carrying on its work and activities.

H. 223. To exempt from taxation all property, real and personal, not exceeding two thousand dollars in value, of Confederate soldiers and sailors and their widows, now on the pension rolls of this State.

H. 142. To repeal sections 62, 63, 64, 65, 66, 67, 68, 68½, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105 and 106 of an act entitled "An act to provide for the assessment, valuation and equalization of values of real and personal property for taxation, and for this purpose to create a State board of equalization, to prescribe the powers and duties of said board, to create a board of equalization for each county, and to prescribe the powers and duties of said boards, to provide for the collection of taxes, the sale of property for taxes, the redemption from such sales, to further provide for the general revenues, to abolish the State tax commission, and to transfer all its powers, authority, and jurisdiction, and all proceedings pending for assessment and collection of taxes, and to repeal all laws in conflict with this act." Approved September 14, 1915.

H. 292. To create the office of Confederate pension commissioner for each county of the State having a population of not less than 165,000, according to the last Federal census of the State, or any subsequent census that may be taken, and to prescribe his qualifications and duties and fix his compensation.

H. 755. To fix the amount of property which shall bar a Confederate soldier or sailor from receiving a pension from the State of Alabama.

H. 368. To make an appropriation for the support and maintenance of the Alabama tuberculosis commission, created and incorporated under and by virtue of a certain act of the Legislature of Alabama, and approved September 22, 1915, entitled an act to prevent the spread of tuberculosis by the creation of a tuberculosis commission, to provide for its organization and work and to authorize the erection and maintenance of local hospitals under its supervision.

H. 363. To amend section 51 of an act of the Legislature of Alabama, entitled, "An act to provide for the assessment, valua-

tion and equalization of values of real and personal property for taxation, and for this purpose to create a State board of equalization, to prescribe the powers and duties of said board, to create a board of equalization for each county, and to prescribe the powers and duties of said board, to provide for the collection of taxes, the sale of property for taxes, the redemption from such sales, to further provide for the general revenues, abolish the State tax commission, and to transfer all its powers, authority and jurisdiction, and all proceeding pending for assessment and collection of taxes and to repeal all laws to conflict with this act, approved September 14th, 1915."

H. 315. To amend an act entitled "An act to amend section 5970 of the Code of Alabama."

H. 431. To regulate the sale, transfer and notice of transfer of licenses for automobiles, motor trucks, motorcycles, or other motor-driven vehicles in this State; to provide penalties for failure to give notice of transfer, and to provide for placing fines accruing from the operation of this act in the county general road fund.

H. 417. To amend section 692 of the Code of Alabama.

H. 502. To amend section 146 of the Code of Alabama, 1907.

H. 685. To create the office of jail warden for each county in the State of Alabama; to provide for his appointment and prescribe his duties; to fix his salary, source and means of pay; to fix his term of office, and to provide for his removal and for filling any vacancies that may occur.

H. 592. To make an appropriation of five thousand dollars (5,000) for the better equipment, enlargement, improvement and repairing of the Morgan county high school and to pay and reimburse a local building committee, appointed by the county board of education of Morgan county for such school, for all moneys paid out in construction, equipment and improvements to be made on same.

Mr. Brindley, chairman of the Standing Committee on Municipal Organizations, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with an adverse report:

S. 327. To dissolve the municipal corporation of the city or town of Fruithurst, Cleburne county, Alabama.

Mr. Arnold, chairman of the Standing Committee on Public Roads and Highways, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with an adverse report:

S. 288. To designate certain public roads of the State of Alabama as State trunk roads, and to provide the manner in which such roads shall be located, improved and maintained.

H. 511. To designate a certain public road of the State of Alabama as a State trunk road and to provide the manner in which such road shall be located, improved and maintained and to make its establishment imperative.

H. 425. To provide appropriations for the improvement of the public roads in those counties that have not heretofore participated in the appropriations available under an act of the Legislature, approved April 5, 1911.

H. 32. To submit to the qualified electors of this State at a special election to be held at the call of the governor after ninety days from the final adjournment of this Legislature for their consideration an amendment to the Constitution for the purpose of authorizing the State to establish and maintain a State highway system of public roads and bridges; to issue interest-bearing bonds therefor, to authorize the levy of taxes by the State, counties and cities for said purpose and to provide for the efficient and economic establishment and maintenance of said system according to such regulations as the Legislature may have prescribed or may hereafter prescribe.

Mr. Long, chairman of the Standing Committee on Agriculture, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with an adverse report:

H. 322. To amend an act entitled an act "To provide for and regulate the manufacture and sale of 'commercial feeding stuffs' in Alabama; to further provide for the registration, tagging, sampling and analyzing 'commercial feeding stuffs' and to fix penalties for violations of this act," so as to regulate the sale of "commercial feeding stuffs;" to define the same, and to prohibit the adulteration thereof, to provide for their correct weight, sampling, analyses, and marketing; to authorize the commissioner of agriculture and industries to prescribe rules and regulations for carrying out the provisions of this act; to establish in the department of agriculture and industries a division of foods, feeds and drugs, to be charged with the execution of this act; to authorize the commissioner of agriculture and industries to appoint an assistant as supervisor of said division, and to appoint other necessary clerical assistants; to provide for the payment of salaries and expenses out of funds accruing hereunder; and to fix penalties for violation of this act.

Mr. Murphre, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with an adverse report:

H. 121. Prescribing the liability of an employer to make compensation by way of damages for injuries due to accident received by an employee arising out of and in the course of employment and providing for the enforcement of same, ~~modifying common law and statutory remedies, in such cases; establishing an alternative elective schedule of compensation, regulating procedure for the determination of liability and compensation thereunder in certain cases, and prescribing penalties for the violation thereof; and providing a lien for attorney's fees and for medical and surgical services.~~

H. 563. To repeal an act entitled: "An act to fix the compensation of circuit judges, circuit solicitors and assistant solicitors in all the circuits of the State of Alabama which circuits are composed of only one county, and having two or more judges, and to provide that a portion of such salaries be paid out of the county treasury of the counties constituting the respective circuits, approved September 22, 1915."

S. 335. To permit all persons being tried for misdemeanor cases, to have the right to be tried by jury.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with an adverse report:

H. 699. To subject the compensation of all county employees to garnishment.

H. 473. To provide a means whereby a defendant may plead guilty before a circuit judge or judge having the jurisdiction of a circuit judge upon an affidavit made, charging a felony other than a capital felony, before a judge of the county court, justice of the peace, or a notary public having and exercising the jurisdiction of a justice of the peace in the county in which the offense is committed; to allow said affidavit to be amended if defective, and to fix defendant's punishment upon said plea.

H. 628. To provide a means whereby a defendant may plead guilty before a circuit judge or judge having the jurisdiction of a circuit judge upon an affidavit made, charging a felony other than a capital felony, before a judge of the county court, justice of the peace, or a notary public having and exercising the jurisdiction of a justice of the peace in the county in which the offense is committed; to allow said affidavit to be amended if defective, and to fix defendant's punishment upon said plea.

H. 338. To confer upon justices of the peace and judges of the inferior courts concurrent jurisdiction with the circuit courts and courts of like jurisdiction of all offenses arising in cases wherein persons default in working the roads as prescribed by law.

H. 519. To amend section three (3) of an act entitled, "An act to create and establish the office of general guardian ad litem in all counties of sixty thousand (60,000) population and not exceeding eighty-two thousand (82,000) population, and in all counties over one hundred thousand (100,000) population according to the last Federal census or according to any subsequent Federal census; to prescribe his duties and qualifications; to provide for his appointment and to fix his compensation and term of office; to provide for the appointment of a guardian ad litem in cases where the general guardian ad litem is disqualified or where the interest of the infants interested in the case are antagonistic or conflicting; and to provide a penalty for wrongfully appointing such guardian ad litem," approved March 22nd, 1911, as amended by an act approved July 27th, 1915.

H. 675. To amend section 3265 of the Code of Alabama, 1907.

S. 204. To regulate the admission of evidence in the trial of criminal cases.

S. 145. To repeal section 4198 of the Code of 1907.

S. 73. To amend section 4227 of the Code.

S. 72. To amend section 4196 of the Code.

S. 256. To provide bail pending an appeal in all felony cases where the defendant is sentenced to the penitentiary for a term of ten years or less.

S. 254. To amend section 3746 of the Code of Alabama of 1907.

Mr. Lynne, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with an adverse report:

H. 64. To abolish the county school board for Geneva county, Alabama, and to provide for the election of a superintendent of education for Geneva county, Alabama, by the people, and to provide for the election of school trustees by the patrons of the school.

H. 299. Providing for the issuance of executions on judgments and decrees and the recording of the same and amending sections 4147, 4154, 4157, and 4158 of the Code of 1907.

S. 164. To provide that jury commissioners in counties having a population of fifty thousand or less shall elect one of its

number to act as secretary, or clerk of the commission and to provide that no extra compensation for such services be allowed.

H. 705. To authorize and empower county commissioners, or commissioners court of any county, by whatever name called, to furnish or provide reasonable comforts and conveniences for the various county offices in their respective counties.

H. 515. To amend section 4022 of the Code of Alabama of 1907.

H. 606. To amend section 6212 of the Code of Alabama of 1907.

~~H. 737. To further regulate receipts and disbursements in this State.~~

H. 518. To amend section 22 of an act "Providing for the registration, licensing, identification and regulation of motor vehicles operated upon the public highways of this State; and fixing liability for persons riding therein, and providing penalties and punishments for violations of the provisions of this act," which said act was approved April 22nd, 1911.

H. 530. To define lawful woven wire fences.

H. 722. To authorize courts of county commissioners, boards of revenue, or other governing bodies of counties in this State having a population of not less than eighteen thousand one hundred and twenty-five and not more than eighteen thousand three hundred and thirty-three according to the Federal census of 1910, to make loans in anticipation of the collection of taxes.

H. 759. To further regulate the shipment of horses, mules, asses, cattle, sheep and swine upon inspection and health certificate and to provide for the term of such certificate.

S. 366. To regulate the committing of persons to institutions for delinquent children and to institutions designed for the reformation and correction of fallen girls.

H. 716. To give the attorney-general the right and power to contract with attorneys to bring suit for the collection of final judgments on all appearance bonds, penalties, franchise taxes, and all other demands due the State of Alabama.

H. 602. To make it unlawful to maintain on or over or across any river, creek or running stream any structure, gate or dam, constructed or maintained so as to fall, open, break or give way during heavy floods, or to open said gate so as to cause water to run, unnaturally, upon the lands of others, and to prescribe penalties for the violation of this act.

H. 673. To require all county officers to keep books showing the amounts accruing to and received by them as compensation in their official capacities from fees or otherwise, and also showing the liabilities incurred and amounts paid by them in the

administration of their offices ; and to make sworn reports thereof to the grand juries of their respective counties.

H. 764. To enlarge the jurisdiction of constables in precincts adjoining a precinct in which the office of constable is vacant.

H. 614. To amend section 2359 of the Code of Alabama.

H. 620. To provide for the election of a county solicitor in all counties in Alabama having a population of not less than 30,800 and not more than 30,900, according to the Federal census of 1910, to fix his term of office and compensation, and prescribe his qualifications and duties.

H. 605. To amend section 4879 of the Code of Alabama, 1907.

H. 531. To require deputy solicitors to be elected by the qualified voters of their respective counties.

H. 621. To define the jurisdiction of justices of the peace in the precinct in which is located the county seat in all counties in Alabama having a population of not less than 30,800 and not more than 30,900, and to provide that actions cognizable before justices of the peace may be brought before such justices in such precincts although the cause of action arose, or the defendant lives, or the lands are situated, in another precinct in such counties.

H. 604. To amend section 6211 of the Code of Alabama of 1907.

H. 601. To require the endorsement of partial payments or credits on negotiable or other notes by the holder thereof.

H. 586. To regulate the proceedings in the supreme court or court of appeals in cases where an appeal is taken by the defendant in the trial court, and which cases in the opinion of the supreme court or court of appeals, should be reversed because of error committed by the trial court in regard to the question of damages, and there is, in the opinion of the supreme court or court of appeals no other ground of reversal.

INTRODUCTION OF BILLS.

On a call of counties bills were introduced, severally read one time and referred to appropriate standing committees as follows: By Mr. Holmes of Baldwin:

H. 765. To amend sections 1632 and 1636 of the Code of Alabama, 1907.

Public Health.

By Mr. Holmes of Baldwin:

H. 766. To regulate the manufacture, sale and shipment of insecticides and fungicides in the State of Alabama, and to provide means and penalties therefor and provide disposition of funds arising therefrom.

Public Health.

By Mr. Holmes of Baldwin:

H. 767. To establish and create the Alabama horticultural society for the promotion and development of fruit growing within the State of Alabama and to define its powers and duties.

Agriculture.

By Mr. Graham of Autauga (notice and proof):

H. 768. To provide for the payment of all State witnesses in attendance before the grand jury of Autauga county, or in attendance as witnesses for the State in the circuit court or county court of said county, and to designate claims against the fine and forfeiture funds of said county, and to authorize the board of revenue of said county to transfer all surplus funds that may accumulate in the fine and forfeiture funds, to the general funds of said county.

Local Legislation.

Notice and Proof H. 768:

NOTICE.

Notice is hereby given that at and during the adjourned session of the Legislature of Alabama for the regular session of 1919 the following local bills will be introduced for Autauga county:

Bill No. 1. A bill to be entitled an act to regulate and provide payment of claims against the fine and forfeiture fund of Autauga county; to register and number the same.

Bill No. 2. A bill to be entitled an act to make the clerk of the circuit court of Autauga county ex-officio clerk of the county court and to fix compensation therefor.

Bill No. 3. A bill entitled an act to provide for the payment of all State witnesses in attendance before the grand jury of Autauga county or in attendance as witnesses for the State in circuit court or county court of said county and to designate the claims against the fine and forfeiture funds of said county.

The State of Alabama, {
Autauga County. }

Before me, W. W. Hinton, clerk of the circuit court in and for said county and State, personally appeared H. S. Doster, who being duly sworn, deposes and says on oath that he is the editor of the Prattville Progress, a newspaper published in Prattville in the county of Autauga, and that the notice hereto attached was continued in four successive issues of the Prattville Progress.

H. S. Doster.

Sworn to and subscribed before me this twenty-sixth day of July, 1919.

W. W. Hinton,

Clerk of the Circuit Court in and for said State and County.

By Mr. Stewart (with notice and proof):

H. 769. To authorize the court of county commissioners of Bibb county, Alabama, to issue interest bearing warrants to officers and employees of said county in settlement of claims against

the county for services when the county is unable to pay for such services when such claims accrue.

Local Legislation.

Notice and Proof H. 769:

LEGAL NOTICE.

Notice is hereby given that application will be made to the present session of the Legislature of Alabama to pass a law authorizing the court of county commissioners of Bibb county, Alabama, to issue interest-bearing warrants to officers and employees of the county in payment of their claims against the county when the county is unable to pay such claims at the time same accrue.

The State of Alabama, }
Bibb County. }

Before me, Grace Avery, notary public in and for said State and county, personally appeared L. H. Nunnelee, who being by me first duly sworn, deposes and says:

That he is publisher of the Centerville Press, a newspaper published in Bibb county, Alabama, at Centerville. That the attached notice, marked exhibit "A," was published in the said Centerville Press for four consecutive weeks, as follows: First insertion appearing in said paper on June 19, 1919; second insertion appearing on June 26th, 1919; third insertion appearing on July 3rd, 1919, and the fourth insertion on July 10th, 1919.

L. H. Nunnelee.

Sworn to and subscribed before me, this August 6th, 1919.

Grace Avery,

(Seal.)

Notary Public, Bibb County, Alabama.

By Mr. Salter (with notice and proof):

H. 770. To divide Conecuh county, Alabama, into four commissioners districts; to provide for the election of county commissioners for said county from each of such districts by the qualified electors of said districts; to provide for elections at which the county commissioners for said county shall be elected and to provide for and fix their term of office.

Local Legislation.

Notice and Proof H. 770:

NOTICE.

Is hereby given of the intention to apply to the Legislature of Alabama, at its session to be assembled in January, 1919, for the passage of an act in substance as follows: To divide Conecuh county, Alabama into four commissioners districts; to provide for the election of county commissioners for said county from each of such districts by the qualified electors of said districts; to provide elections at which the county commissioners for said county shall be elected, and to provide for and fix their term of office.

The State of Alabama, }
Conecuh County. }

Before me, F. J. Dean, a notary public in and for said State and county, personally appeared George W. Salter, Jr., who, being by me first duly

sworn, deposes and says that he is the editor and publisher of The Evergreen Courant, a newspaper published weekly at Evergreen in said State and county; that the above and foregoing notice was published in the said The Evergreen Courant for four consecutive weeks in the issues of December 25th, 1918; January 1st, 8th and 15th, 1919.

Geo. W. Salter, Jr.,
Editor and Publisher.

Subscribed and sworn to before me this the 22nd day of July, 1919.

F. J. Dean,
Notary Public Conecuh County, Alabama.

By Mr. Salter (with notice and proof):

H. 771. To create for the county of Conecuh and State of Alabama the office of county solicitor and to provide for his election by the qualified electors of said county; to prescribe his qualifications and duties, and to fix his compensation as such officer and how the same shall be paid; and to provide for the length of time which he shall hold office.

Local Legislation.

Notice and Proof H. 771:

NOTICE.

Is hereby given that application will be made to the Legislature of Alabama at its session to be assembled on July 8th, 1919, for the passage of an act in substance as follows: To create for the county of Conecuh and State of Alabama, the office of county solicitor and provide for his election by the qualified electors of said county and to prescribe his qualifications and duties, and to fix his compensation as such officer and how the same shall be paid; and to provide for the length of time which he shall hold office.

The State of Alabama, }
Conecuh County. }

Before me, F. J. Dean, a notary public in and for said State and county, personally appeared J. C. Whitcomb, who, being by me first duly sworn, deposes and says that he is the editor and publisher of The Conecuh Record, a newspaper published weekly at Evergreen in said State and county; that the above and foregoing notice was published in the said Conecuh Record for four consecutive weeks in the issues of June 26th, 1919; July 3rd, 10th and 17th, 1919.

J. C. Whitcomb,
Editor and Publisher.

Subscribed and sworn to before me this 23rd day of July, 1919.

F. J. Dean,
Notary Public, Conecuh County, Alabama.

By Mr. Salter (with notice and proof):

H. 772. To require the commissioners court of Conecuh county, Alabama, to publish the minutes of its proceedings at each regular, special and adjourned term in a newspaper printed and published in said county; to require such court to designate the

newspaper in which such publication shall be made, to provide for the furnishing of copy to the publisher of such newspaper for publication, and to provide compensation out of the county treasury of said county for furnishing such copy for publication and for publishing same.

Local Legislation.

Notice and Proof H. 772:

NOTICE.

Is hereby given of the intention to apply to the Legislature of Alabama, to convene in January, 1919, for the passage of an act in substance as follows: To require the commissioners court of Conecuh county, Alabama, to publish the minutes of its proceedings at each regular, special and adjourned term in newspaper printed and published in said county; to require such court to designate the newspaper in which such publication shall be made; to provide for the furnishing of copy to the publisher of such newspaper for publication, and to provide compensation out of the treasury of said county for furnishing such copy for publication and for publishing same.

The State of Alabama, }
Conecuh County. }

Before me, F. J. Dean, a notary public in and for said State and county, personally appeared Geo. W. Salter, Jr., who, being by me first duly sworn, deposes and says that he is the editor and publisher of the Evergreen Courant, a newspaper published weekly at Evergreen in said State and county; that the above and foregoing notice was published in the said The Evergreen Courant for four consecutive weeks in the issues of December 25th, 1918; January 1st, 8th and 15th, 1919.

Geo. W. Salter, Jr.,
Editor and Publisher.

Subscribed and sworn to before me, this the 5th day of August, 1919.

F. J. Dean,
Notary Public, Conecuh County, Alabama.

By Mr. Salter (with notice and proof):

H. 773. To authorize the court of county commissioners of the county of Conecuh in the State of Alabama to appropriate out of the funds in the treasury of said county, an amount not exceeding one hundred dollars per annum, sufficient to pay the premium for making and insuring the bond of the tax collector of said county where such bond is made and insured by a duly qualified guarantee company.

Local Legislation.

Notice and Proof H. 773:

NOTICE.

Pursuant to constitutional requirement, notice is hereby given that application will be made to the Legislature of Alabama at its session to be assembled in July, 1919, for the passage of an act in substance as follows:

To authorize the court of county commissioners of Conecuh county, Alabama, to appropriate out of the funds in the treasury of said county, an amount not exceeding one hundred dollars per annum, sufficient to pay the premium for making and insuring the bond of the tax collector of Conecuh county where such bond is made and insured by a duly qualified guaranty company.

The State of Alabama, }
Conecuh County. }

Before me, F. J. Dean, a notary public in and for said State and county, personally appeared Geo. W. Salter, Jr., who, being by me first duly sworn, deposes and says that he is the editor and publisher of the Evergreen Courant, a newspaper published weekly at Evergreen in said State and county; that the above and foregoing notice was published in the said The Evergreen Courant for four consecutive weeks in the issues of June 26th, July 3rd, 10th and 17th, 1919.

Geo. W. Salter, Jr.,
Editor and Publisher.

Subscribed and sworn to before me, this the 26th day of July, 1919.

F. J. Dean,
Notary Public.

By Mr. Parker:

H. 774. To amend section 9 of an act entitled "An act to further suppress the evils of intemperance; to restrict the receipt, possession and delivery of spirituous, vinous, malted, fermented or other intoxicating or prohibited liquors and beverages, and fixing punishments and penalties," approved January 25, 1919.

Temperance.

By Mr. Stoddard (with notice and proof):

H. 775. To repeal an act entitled "An act to provide for the payment of witnesses before the grand juries and State witnesses in all criminal cases, and of the sheriff of the county of Crenshaw and clerks of the circuit court and county court in and for said county in criminal cases, where the State fails to convict, out of the general funds of Crenshaw county. Local Acts, 1915, page 361 approved September 10th, 1915.

Local Legislation.

Notice and Proof H. 775:

TO THE PEOPLE OF CRENSHAW COUNTY.

Take notice that at the coming session of the Legislature which convenes on the 8th day of July, 1919, a bill will be introduced for passage and enactment into law, the substance of which will be "To repeal an act entitled an act to provide for the payment of witnesses before the grand juries and State witnesses in all criminal cases, and of the sheriff of the county of Crenshaw and clerks of the circuit court and county court in and for said county in criminal cases, where the State fails to convict, out of the general funds of Crenshaw county. Local Acts 1915, page 361, approved September 10, 1915.

W. H. Stoddard,
Representative for Crenshaw County.

AFFIDAVIT OF PUBLICATION.

I, C. L. Kettler, publisher of the Crenshaw County News, a newspaper published weekly at Luverne, Crenshaw county, Alabama, do solemnly swear that a copy of the above notice, as per clipping attached, was published once a week in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated July 10th, 1919, and ending with the issue dated July 31st, 1919.

C. L. Kettler.

Subscribed and sworn to before me this 31st day of July, 1919.

(Seal.)

Wilkie Pope,
Notary Public.

By Mr. Stoddard (with notice and proof):

H. 776. To limit the number of days for which members of the court of county commissioners of Crenshaw county may be paid for services as members of said court, for mileage in going to and from said court, for their services rendered in the discharge of their duties in letting out, inspecting, and accepting, building or repairing of any county bridges of county buildings or works, and mileage necessarily traveled by them in so doing, during any one year, or part of a year; to say when this act shall go into effect; and to repeal all laws and parts of laws in conflict with the provisions of this act in so far as Crenshaw county is concerned.

Local Legislation.

Notice and Proof H. 776:

TO THE PEOPLE OF CRENSHAW COUNTY.

You will take notice that at the coming session of the Legislature, which convenes on the 8th day of July, 1919, a bill will be introduced for passage and enactment into law, the substance of which shall be: To limit the number of days for which the members of the court of county commissioners of Crenshaw county, Alabama, may be paid for their services as members of said court, for mileage in going to and from said Court, for their services rendered in the discharge of their duties in letting out and inspecting, accepting the building of county bridges, or other work for the county, and mileage necessary traveled by the members of the court in so doing, during any one year or part thereof; to provide when this act shall become operative and to repeal all laws and parts of laws in conflict with this act.

W. H. Stoddard,
Representative for Crenshaw County.

AFFIDAVIT OF PUBLICATION.

I, C. L. Kettler, publisher of the Crenshaw County News, a newspaper published weekly at Luverne, Crenshaw county, Alabama, do solemnly swear that a copy of the above notice, as per clipping attached, was published once a week in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive weeks, commencing

with the issue dated July 10th, 1919, and ending with the issue dated July 31st, 1919.

C. L. Kettler.

Subscribed and sworn to before me this 31st day of July, 1919.

(Seal.)

Wilkie Pope,
Notary Public.

By Mr. Stoddard (with notice and proof):

H. 777. To provide for the more efficient construction and maintenance of the public roads and bridges of Crenshaw county, Alabama; to provide for raising revenue for the same; to levy a vehicle license tax on automobiles, motor trucks and all motor vehicles owned and operated by citizens of Crenshaw county, Alabama; to prescribe the duties of the tax assessor, and tax collector of said county under this act; to provide penalties and punishment for the violation of this act and to repeal conflicting laws.

Local Legislation.

Notice and Proof H. 777:

TO THE PEOPLE OF CRENSHAW COUNTY.

Take notice that at the coming session of the Legislature which convenes on the 8th day of July, 1919, a bill will be introduced for passage and enactment into law the substance of which shall be:

A BILL

To be entitled an act to provide for the more efficient construction and maintenance of the public roads and bridges of Crenshaw county, Alabama; to provide for the raising revenue for the same; to levy a vehicle tax in automobiles, motor trucks and all motor vehicles owned and operated by citizens of Crenshaw county, Alabama; to prescribe the duties of the tax assessor and tax collector of said county under this act; to provide penalties and punishment for the violation of this act and to repeal conflicting laws.

Be it enacted by the Legislature of Alabama:

Section 1. That there is hereby levied an annual vehicle license tax on each automobile, motor truck or other motor vehicle owned and operated in Crenshaw county, Alabama, said vehicle license tax to be as follows:

For each automobile having a rating of less than twenty-five horse power, five dollars; on each automobile having a rating of twenty-five horse power and less than thirty horse power, seven dollars and fifty cents; on automobiles having a rating of more than thirty horse power ten dollars; on each motor cycle, two dollars and fifty cents; on each motor truck, twenty dollars, said vehicle license tax when collected shall be paid into the road fund of the county and be used for the purpose of constructing and maintaining the public roads and bridges of the county and for no other purpose or purposes.

Section 2. That the taxes due hereunder shall be assessed and collected by the tax assessor and collector of Crenshaw county, Alabama, as and in the same manner as other taxes and the tax assessor and collector shall keep a record of such assessments and collections hereunder in separate records to kept by them for that purpose. For their services here-

under, the assessor and collector shall each be entitled to one per cent of the amounts assessed and collected.

Section 3. The vehicle license tax due hereunder shall become due on the first day of October of each year and shall become delinquent on the first day of January of each year.

Section 4. Any owner of an automobile or motor vehicle for taxation or who fails to pay said vehicle license tax within the time allowed by this act shall be liable for a fee as in other delinquent tax cases under the general law of the State, and said fee or fees shall be collected by the assessor and collector as in other cases under the general law of the State.

Section 5. Any person who being liable for a vehicle license tax under this act, who fails or refuses to pay said tax by the first day of April of each year after the passage of this act, shall be guilty of a misdemeanor and on conviction must be fined not less than ten dollars nor more than fifty dollars.

Section 6. This act shall become operative on the first day of October, 1919, and on the first tax due under this act shall become due on the first day of October, 1919.

Section 7. The tax collector shall make a final settlement with the county treasurer by the 15th of April of each year of the taxes collected hereunder. He shall deliver to the county engineer a certified list of all those who have failed to pay the vehicle tax under this act, by the 10th day of April of each year and the amount of such taxes shall be allowed him on final settlement as taxes in litigation.

Section 8. That all laws and parts of laws, local, general and special in conflict with this act, be and the same are hereby repealed.

W. H. Stoddard,
Representative for Crenshaw County.

AFFIDAVIT OF PUBLICATION.

I, C. L. Kettler, publisher of the Crenshaw County News, a newspaper published weekly at Luverne, Crenshaw county, Alabama, do solemnly swear that a copy of the above notice, as per clipping attached, was published once a week in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated July 10th, 1919, and ending with the issue dated July 31st, 1919.

C. L. Kettler.

Subscribed and sworn to before me this 31st day of July, 1919.

(Seal.)

Wilkie Pope,
Notary Public.

By Mr. Deese:

H. 778. To amend sections 6671 and 6672, of the Code of Alabama of 1907.

Agriculture.

By Mr. Deese:

H. 779. To authorize the erection, operation and maintenance of county scales; to create the office of county weigher, define his duties, fix his compensation and to provide penalties for the violation of this act.

Agriculture.

By Mr. Deese (with notice and proof) :

H. 780. To provide for and regulate priorities of right and the order of payment of claims legally chargeable against and payable out of the fine and forfeiture fund of Dale county at present in and hereafter accruing or coming into said fund.

Local Legislation.

Notice and Proof H. 780:

NOTICE.

Is hereby given that the following will be introduced in the Legislature when they reconvene the 8th of July, 1919:

AN ACT

To provide for and regulate priorities of right and the order of payment of claims legally chargeable against and payable out of the fine and forfeiture fund of Dale county at present in and hereafter accruing or coming into said fund.

Be it enacted by the Legislature of Alabama:

1. That all moneys collected and undistributed belonging to the fine and forfeiture fund of Dale county at the date of the approval of this act shall be paid therefrom as is now directed by law.

2. That all moneys belonging to the fine and forfeiture fund of Dale county, coming into the hands of the clerk or sheriff of said county by virtue of their office as such clerk or sheriff, after the approval of this act shall be applied as follows: There shall be deducted therefrom a sum sufficient for the payment of all claims then owing to the clerk and the sheriff of said county, which at that time shall have been legally registered, if sufficient therefore; and if not sufficient therefor the same shall be applied ratably between them upon such claims so held by them; and if more than sufficient for the payment of such claims then so held by them the residue after such payment to be surrendered to the legal custodian at the time of said fine and forfeiture fund, so to apply such funds coming into the hands of either of them shall constitute in them and each of them a legal priority of right as to such fund.

3. All other claims chargeable against the fine and forfeiture fund of Dale county collected after the approval of this act shall be paid therefrom in the order of priority of the legal registration of such claims without other discrimination among persons holding claims chargeable against and payable out of said fine and forfeiture fund.

4. All claims chargeable against the fine and forfeiture fund of Dale county collected after the approval of his act shall be registered: Those not theretofore registered as is now provided by law; and those theretofore registered shall be re-registered as is provided by law for the registration of claims against said fine and forfeiture fund; and no claim shall be payable from said fine and forfeiture fund collected after the approval of this act until registered or re-registered as provided in this section.

5. All laws and parts of laws in conflict with this act are hereby repealed.

W. E. Gamble.
B. L. Andrews.

State of Alabama, }
Dale County. }

John Q. Adams, being duly sworn, says that he is the editor and publisher of the Southern Star, a weekly newspaper published in Dale county,

Alabama, and that the foregoing act has been published for four successive weeks therein as required by law.

John Q. Adams.

Sworn to and subscribed before me this 4th day of August, 1919.

Frank O. Deese,

Notary Public, Dale County, Alabama.

By Mr. Deese (with notice and proof) :

H. 781. Fixing the number, location, manner of election and term of office of the members of the school board of the city of Ozark.

Education.

Notice and Proof H. 781:

NOTICE OF LOCAL ACT.

Notice is hereby given that the following local bill will be introduced in the Legislature of Alabama at the summer session:

A BILL

To be entitled an act fixing the number, location, manner of election and term of office of the members of the school board of the city of Ozark, Alabama.

Be it enacted by the Legislature of Alabama:

Section 1. That the school board of the city of Ozark, Alabama, shall consist of five members, one from each ward, to be elected by the legal voters of the city of Ozark at the city primary election in 1920 for the selection of mayor, alderman and other city officials, and shall hold office for a period of two years and shall be elected biennially thereafter.

Section 2. That all laws or parts of laws in conflict with this act are hereby repealed.

State of Alabama, }
Dale County. }

John Q. Adams, being duly sworn, says that he is the editor and publisher of the Southern Star, a weekly newspaper published in Ozark, Alabama, and that the above act has been published for four successive weeks therein as required by law.

John Q. Adams.

Sworn to and subscribed before me this 4th day of August, 1919.

Frank O. Deese,

Notary Public, Dale County, Alabama.

By Mr. Preston:

H. 782. To amend section 24 of an act of the General Acts of 1911 of Alabama enacted by the Legislature of Alabama and approved by the governor April 24, 1911, to provide pensions for Confederate soldiers, sailors and their widows and for the payment and regulation of same.

Ways, Means and Appropriations.

By Mr. Murphree (with notice and proof):

H. 783. To repeal an act to require the commissioners' court of Morgan county to work all the county convicts of said county on the public roads of said county passed by the Legislature of Alabama at the session of 1911 and approved on March 11th, 1911.

Local Legislation.

Notice and Proof H. 783:

NOTICE.

Notice is hereby given that at the July, 1919, session of the Legislature of Alabama, a bill will be introduced, repealing an act entitled, "An act to require the commissioners court of Morgan county to work all the county convicts of said county on the public roads of said county," passed by the Legislature at the session of 1911, and approved on March 11th, 1911, as shown by Local Acts of 1911 at page 91.

State of Alabama, }
Morgan County. }

Before me, L. P. Troup, judge of probate in and for said county in said State, this day personally appeared W. R. Shelton, who being duly sworn, deposes and says:

"I am the publisher and business manager of the Albany-Decatur Daily, a daily newspaper published in Albany, Morgan county, Alabama, of general circulation in said county. The annexed advertisement of notice that application would be made to the present session of the Legislature of Alabama for the passage of a local law for Morgan county, repealing an act entitled an act to require the commissioners' court of Morgan county to work the county convicts of said county on the public roads, was published regularly each week in said newspaper for four consecutive weeks, the dates of the issues of said paper in which said notice appeared being June 14th, 21st and 28th, and July 5th, all in the year 1919, and that said publication was made without cost or expense to the State of Alabama, or the county of Morgan.

W. R. Shelton.

Sworn to and subscribed before me this 19th day of July, A. D. 1919.

L. P. Troup,
Judge of Probate.

By Mr. Partridge:

H. 784. To submit to the qualified electors of the State, at the general election to be held in Nov. 1920, for their consideration, an amendment to the Constitution for the purpose of authorizing the several counties of the State to levy and collect a special road tax, not exceeding fifty cents, on each one hundred dollars worth of taxable property in such counties, under such regulations as the Legislature may have prescribed or may hereafter prescribe.

Judiciary.

By Mr. Smith:

H. 785. To further regulate public gins and ginneries in this State.

Agriculture.

By Mr. Benners:

H. 786. To amend section 16 of an act entitled "An act to further prescribe and regulate the qualifications, number, designation, duties and powers of the circuit judges of the State and to provide for their election and appointment," approved September 25, 1915.

Judiciary.

By Mr. Benners (with notice and proof):

H. 787. To establish an inferior criminal court for Jefferson county, Alabama, to define the jurisdiction and powers of said court, the judge, clerk, and other officers thereof; to provide for a place of holding said court, terms and salaries of said judge and officers of said court, the manner of their appointment and election, and the payment of their salaries.

Local Legislation.

Notice and Proof H. 787:

NOTICE.

Is hereby given that a bill will be introduced for passage in the Legislature of Alabama, at its next session, to be entitled:

An act to establish an inferior criminal court for Jefferson county, Alabama, to define the jurisdiction and powers of said court, the judge, clerk and other officers thereof; to provide for a place of holding said court, terms and salaries of said judge and officers of said court, the manner of their appointment and election, and the payment of their salaries.

The substance of said bill will be as follows:

AN ACT

To establish an inferior criminal court for Jefferson county, Alabama; to define the jurisdiction and powers of said court, the judge, clerk and other officers thereof; to provide a place of holding said court; terms and salaries of said judge and officers of said court the manner of their appointment and election, and the payment of their salaries.

Be it enacted by the Legislature of Alabama:

Section 1. That there is hereby created and established in and for the county of Jefferson, State of Alabama, a court which shall be known as and called, "Jefferson county court of misdemeanors," which said court is hereby invested with and shall have and exercise in said county original and final jurisdiction of all misdemeanors committed in said county and concurrent jurisdiction with the circuit court of said county in misdemeanor cases, the same as is now or as hereafter may be conferred by law on said circuit court, but shall try all persons charged with an offense without a jury, provided, however, that the jurisdiction of said court to try cases shall not include those offenses triable in the juvenile court of said county; and said Jefferson county court of misdemeanors shall have preliminary jurisdiction in all felony cases committed in the county of Jefferson that is now or

such as hereafter may be conferred by law upon justices of the peace of said county, or upon inferior courts created in lieu of justices of the peace in said county.

Said court, except as in this act otherwise provided, in exercising the jurisdiction and powers conferred by this act in all cases wherein the defendant is charged with a felony, shall conform to and be governed by the rules and practice and procedure, and shall have the same power and authority, as is now conferred by law upon justices of the peace in this State, and, except as herein otherwise provided, in all cases wherein the defendant is charged with a misdemeanor, said court shall have the same power and authority and shall conform to and be governed by the rules of practice and procedure, evidence and punishment as govern circuit courts and courts of like jurisdiction in this State in so far as applicable, otherwise all of the provisions of the statutes and laws, ~~provided for the trial and procedure of~~ criminal cases in the county courts of this State, shall govern and apply as far as applicable to this court, provided, however, that the judge of this court shall have the authority to adopt such rules of practice and procedure as is not inconsistent with this act as in his discretion is necessary for the proper dispatch of the business of the court. That no trial or prosecution shall be instituted in this court by indictment, but all trials or prosecutions instituted in said court shall be upon affidavit and warrant as prescribed by law for the institution of trials and prosecutions in the county courts of this State.

Section 2. That the judge of the second division of the municipal court of Birmingham, Alabama, shall act as the ex-officio judge of the Jefferson county court of misdemeanors until January 1, 1923, and until a judge has been appointed and qualified as hereinafter provided.

The judge of said Jefferson county court of misdemeanors shall have been a resident of Jefferson county for at least one year, shall have been admitted to practice law within the State of Alabama, shall be at least twenty-five years of age, and shall be a qualified elector of and reside in said county during his term of office. The term of office of such judge, except as herein otherwise provided, shall be for the period of four years, and until his successor is elected or appointed and qualified.

The judge of the Jefferson county court of misdemeanors, after the expiration of said term of the judge of the second division of the municipal court of Birmingham, Alabama, as said ex-officio judge, shall be appointed by the judges of the circuit court of Jefferson county, Alabama, said appointment to be made by a majority in number of said circuit court judges. That for the purpose of making such appointment the presiding judge of the circuit court of Jefferson county, Alabama, or in his absence or disability, the senior judge of the criminal division of said circuit court shall call a meeting of all of the judges of said circuit court at a place to be designated by him, giving at least one day's notice of the time and place of said meeting, at which said meeting, the judge calling the same, shall preside and shall designate some clerk of said circuit court as secretary of said meeting, and the person receiving the vote of a majority of said judges so attending said meeting, shall be declared elected and the judge presiding shall certify the same in writing and the same shall be recorded in the office of the judge of probate of Jefferson county, Alabama. A majority of the judges of the said circuit court shall constitute a quorum for the purpose of holding said election. All vacancies in the office of the judge of said court shall be filled by appointment by the judges of the said circuit court as hereinabove provided.

In case the judge of said court shall be unable to discharge the duties of his office by reason of sickness, disqualification or inability to hold said

court for a period of not more than ten days, it shall be the duty of said judge to appoint some practicing attorney, resident of said county, as special judge, but in case the judge of said court by reason of sickness or otherwise is incapacitated to hold court for a longer period than ten days, it shall be the duty of the presiding judge of the circuit court of Jefferson county, or in his absence or inability to perform such duty, the senior judge of the criminal division of said circuit court, at the expiration of this time, to appoint some person qualified to act as judge of said court to act as special judge of said court until the judge of said court shall be able to return to duty, and the special judge herein provided for shall perform all the duties imposed upon the judge of said court, during the illness, disqualification or inability of said judge, and shall be entitled to receive the same compensation as the regular judge of said court during his period of service.

Section 3. That the said ex-officio judge of said Jefferson county court of misdemeanors shall receive as compensation for his services as such ex-officio judge of said court the sum of six hundred dollars per annum, payable in equal monthly installments of fifty dollars out of the county treasury of Jefferson county, Alabama, and upon his warrant drawn upon the county treasurer, which shall be in addition to his salary received for his services as judge of the second division of the municipal court of Birmingham.

Section 4. That the judge of said court, except as herein otherwise provided, and after the term of the ex-officio judge has ended, shall receive a salary of thirty-six hundred dollars per annum, payable in equal monthly installments of three hundred dollars out of the county treasury of Jefferson county upon his warrant drawn upon the county treasurer.

Section 5. That the judge, other than said ex-officio judge, of said court, before entering upon the duties of his office, shall take the oath of office in form required by law to be taken by the judges of the circuit courts of Alabama. The judge of said court may be removed from office for the causes and in the manner now provided by law for the circuit court judges of this State.

Section 6. That the judge of said court, other than said ex-officio judge, shall be commissioned by the governor of Alabama.

Section 7. That it shall be the duty of the board of revenue of Jefferson county, Alabama, to provide a proper place at the court house of said county, in Birmingham, for holding said court and to provide for the comfort and necessary accommodations therefor and to provide said court with all necessary blanks, stationery, dockets, books, seal and other appurtenances.

Section 8. That the judge of said court shall be a magistrate and conservator of the peace, may take affidavits and issue warrants in felony cases returnable before himself or other magistrates having jurisdiction, and may take affidavits and issue warrants for misdemeanors directly returnable to himself when said court shall have final jurisdiction of the offense, or in cases where said court does not have final jurisdiction to any court having final jurisdiction thereof. And in addition said judge may take affidavits and issue warrants for misdemeanors directly returnable to any other court having final jurisdiction thereof, although this court also has final jurisdiction of said misdemeanor. For his services in taking affidavits and issuing warrants the said judge is entitled to the compensation now provided by law to justices of the peace, or which may hereafter be provided, which shall be taxed and collected as such costs are now taxed and collected in criminal cases, and when said costs shall have been collected they shall be paid into the county treasury by the clerk who shall collect and receive said costs.

The judge of said court shall require the clerk of said court, hereinafter provided for, to perform all the duties herein prescribed for the clerk of said court, and shall superintend the said clerk in the execution of all the duties herein prescribed for him.

The judge of said court shall have power to punish for contempt in cases where the judges of the circuit court of this State can punish for contempt, by a fine not exceeding fifty dollars, and by imprisonment not exceeding five days, one or both. The said court herein provided for shall be a court of record with a seal, and the judge or clerk thereof shall have authority to certify the records and proceedings of said court. The judge of said court shall adopt a seal for said court, which shall be kept in the custody of the clerk.

The judge of said court shall have authority to perform marriage ceremonies, such as is now possessed by justices of the peace.

Section 9. That the clerk and deputy clerk of the second division of the municipal court of Birmingham, Alabama, shall act as the ex-officio clerk and the ex-officio deputy clerk, respectively, of the said Jefferson county court of misdemeanors until January 1, 1923, and until a clerk has been appointed and qualified as hereinafter provided. The judge of said Jefferson county court of misdemeanors, after January 1, 1923, shall appoint a clerk for said court, who shall hold office at the discretion of the judge appointing him, and who shall be a qualified elector in said county, and who shall exercise and perform all the duties and powers conferred and prescribed for the clerk of said court. The clerk, other than the ex-officio clerk herein provided for, shall give bond, with surety, in the penal sum of two thousand dollars, payable to the State of Alabama, and conditioned to faithfully discharge the duties of such office, which bond shall be approved by and filed in the office of the judge of probate of Jefferson county, Alabama, and which bond shall also be conditioned to pay over all money to the proper officers and persons to whom it is payable, and to faithfully account for all the money coming into his hands by virtue of his office, and said bond can be given in any solvent guaranty and indemnity company, and upon the said bond there shall be the same liabilities and remedies as upon a bond of the clerk of the circuit court of said county.

The bond of the ex-officio clerk of said court as executed by him as clerk of the second division of the municipal court of Birmingham, Alabama, shall be binding on said clerk for the proper discharge of his duties as ex-officio clerk of this court. The clerk, other than the said ex-officio clerk, of said court shall receive a salary of twenty-four hundred dollars per annum, payable in equal monthly installments out of the county treasury of Jefferson county by warrant drawn by the judge of said court, showing that such clerk has performed the duties of the office for such month.

Section 10. That the said ex-officio clerk of said court shall receive as compensation for his services as such ex-officio clerk of said court the sum of nine hundred dollars per annum, payable in equal monthly installments of seventy-five dollars out of the county treasury of Jefferson county upon warrants drawn on the county treasurer by the judge of said court, showing that said ex-officio clerk has performed his duties for the month, which shall be in addition to the salary received by him for his services as clerk of the second division of the municipal court of Birmingham.

Section 11. That the clerk, other than the ex-officio clerk, of said court may, with the consent of the judge, appoint such number of deputy clerks, not exceeding two, as the business of the court should justify, and such deputy clerks shall each receive a salary of nine hundred dollars per annum, payable monthly out of the county treasury upon the warrant of the judge of said court that such person has performed the duties of said office for

such time, and that said deputy clerk may be either a male or female. Such deputy clerk shall hold office at the will of the judge of said court, and such deputy clerk shall perform such duties as are assigned by the clerk of said court in the discharge of his duties as clerk of said court.

Section 12. That the ex-officio deputy clerk herein provided for for this court shall perform all duties assigned by the ex-officio clerk of this court in the discharge of the duties of ex-officio clerk of said court.

Section 13. That the duty of the clerk of said court shall be to keep a record of all proceedings of the said court; he shall keep in a book, to be furnished by the board of revenue of Jefferson county, a properly arranged docket of all cases tried in said court and all examinations had therein, which docket shall set forth the nature of the case, the date of the issuance and return of all processes, and a statement of the judgment rendered in the case sufficiently clear to show what was done in the case, together with an itemized statement of the bill of costs and by whom paid. The said clerk shall be authorized to administer oaths and issue all process issuing out of said court, including warrants, affidavits, commitments and releases of said court, and shall certify all appeals and transcripts, but all judgments, warrants, commitments and orders shall be signed by the judge.

In all cases tried in said court, the same fees shall be taxed and collected by the clerk as is now allowed or may hereafter be allowed by law in the county courts of Alabama, except, as herein otherwise may be provided, and shall be paid over by the clerk to the county treasury of Jefferson county, and no clerk or judge of said court shall receive any fees, and compensation other than his salary, but all fees shall be paid into the county treasury. All fines, fees and forfeitures shall be paid by the clerk of said court into the county treasury at least once each month, except as herein otherwise may be provided.

Section 14. That, unless herein otherwise declared, wherever the words, "judge" and "clerk" of said Jefferson county court of misdemeanors, appear in this act the same shall be taken and construed to include the "ex-officio judge" and the "ex-officio clerk," respectively, of the said court, so long as there is an ex-officio judge and an ex-officio clerk of said court as herein provided in this act.

Section 15. That all processes of whatever nature or kind issued out of said court shall be addressed to the sheriff of Jefferson county, Alabama, who shall either himself or by deputy execute the same. That it shall be the duty of said sheriff, and he shall be required in person, or by deputy, to attend on said court at all times when the same is in session, and being held, to preserve order, to execute and return its processes, and to perform in said court all other duties required of the sheriff thereby.

Section 16. That the judge of said court may appoint a bailiff, who shall receive a salary of one hundred dollars per month for his services, to be paid out of the county treasury, monthly, upon the warrant of the judge of said court that he has performed the duties entitling him to such payment. Such bailiff may be removed from office at any time by the judge of said court for causes deemed sufficient by said judge.

Section 17. That upon request of the judge of said court made in writing, it shall be the duty of the board of commissioners of the city of Birmingham, Alabama, or of the governing body of that municipality, to designate two policemen or city detectives to act under the orders or directions of the judge of said court in detecting crime and in aiding the execution of process issued by said court in criminal matters arising in said city and within the jurisdiction of said court, and that each of said policemen or detectives shall so perform such duties during the pleasure of the judge of said court and, during the time they serve, shall receive as compensation for

such services the sum of one hundred dollars per month, payable monthly out of the treasury of Jefferson county upon warrants of the said judge to the county treasurer showing that they have performed their duties for the month.

Section 18. That the board of revenue of Jefferson county, Alabama, may fix and provide a salary or salaries for such number of deputy solicitors as they may deem proper to prosecute misdemeanors and preliminary investigations in said Jefferson county court of misdemeanors, and whenever said salary or salaries have been so fixed or provided for the circuit solicitor of the circuit court of Jefferson county, Alabama, shall whenever notified thereof by said board of revenue appoint the number of deputy solicitors. Such deputy solicitors shall at the time of their appointment and during their term of office, which shall be during the pleasure of the circuit solicitor so appointing them, reside within said county, and there shall be taxed as a part of the costs in each misdemeanor case prosecuted by any such deputy solicitor the same solicitor's fees that are authorized to be taxed in such cases in the county courts of this State, which solicitor's fees shall be collected by the clerk of said court and paid into the treasury of Jefferson county.

Section 19. That each calendar month shall constitute a term of said court, except that after five days from the rendition of a judgment in any cause the said judgment shall be beyond the jurisdiction and out of the power of the court the same as if the term of the court ended on said fifth day after the rendition of said judgment.

Section 20. That the court shall be opened at the discretion of the judge of said court any day during the week (except Sunday) for the trial of offenses committed within the jurisdiction of said court, but no person shall be tried on the same day or the next day after his arrest without his consent.

Section 21. That in the trial of cases before this court, the accused shall have no right to demand a trial by jury, but the judge shall determine both the law and the facts, without the intervention of a jury, and shall award the punishment the character of the offense demands, and no statement of the offense need be made other than contained in the affidavit and warrant of arrest. That the forms for proceedings before the county courts of this State, or substantially the same forms in so far as they are applicable to this court, may be used by the judge of this court in cases tried in this court.

Section 22. That the judgment in case of conviction in cases tried by said court may be in the following form: The State against C. D. (here state the offense as described in the affidavit), on hearing the evidence the court is satisfied of the guilt of the defendant and awards the following punishment (here state the punishment) and the costs of the proceedings: _____, Judge of Jefferson County Court of Misdemeanors. If the defendant is acquitted the judgment must be that the defendant is discharged.

Section 23. That, upon a conviction of any defendant in misdemeanor cases in said court, the court shall have the right to suspend the sentence whenever in the discretion of said court the same may be advisable, under such terms and conditions and for such time as may be prescribed by said judge for the ends of justice.

Section 24. That in addition to the power and jurisdiction herein conferred upon said court, it shall have and it is hereby given authority and jurisdiction to sentence to perform hard labor for the county of Jefferson for the payment of fines and costs in the same manner and to the same extent as the circuit courts of this State have authority and jurisdiction so to do.

Section 25. That this court shall have the power to set aside, vacate or modify its judgments rendered in all cases, upon motion made within five days after the rendition of same, which said motion must be promptly determined; and this court may open for business and render default and other judgments at any time after 9 o'clock of each day (except Sunday), and all processes of the court where no time is otherwise fixed shall be returnable at 9:30 a. m., of the return day.

Section 26. If the defendant fails to appear as required by his bond, said court shall enter a forfeiture against him and his sureties, which may be in the following form:

The State of Alabama v. C. D., defendant, O. P. and Q. R., his sureties—In the Jefferson county court of misdemeanors. —day of —, 19—.

In this case, C. D., failing to appear and answer the charge against him for (here describe the offense as in the affidavit), a judgment is entered against him and his said sureties for — Dollars (the amount of the penalty of the bond) in favor of the State, for the use of the county of Jefferson, unless they appear at the next term of this court and show cause to the contrary; and it is ordered that notice issue to them.

Section 27. That in all bonds returnable to said court where forfeitures have been taken, for failure of the defendants to appear, the said court shall have the authority to issue and shall cause to issue *sci fas.* to the bondsmen, which shall be returnable in not less than thirty days from the date of issuance and upon final hearing the said court shall have the authority to pass upon said forfeiture, or make the same final or take such other action as the circuit court of said county may be authorized to take in case of appearance bonds to said circuit court.

Section 28. That in any prosecution in said court if it appear to the court that such prosecution is frivolous or malicious, the court shall after hearing the facts render summary judgment and may tax the prosecutor or the person who made the complaint or affidavit with the costs, and when the costs are imposed on the prosecutor or person who made the complaint or affidavit, he may confess judgment for the same with good and sufficient sureties, and failing to do so or to pay the same presently he must be imprisoned in the county jail or sentenced to hard labor for Jefferson county for not more than ten days.

Section 29. That witnesses in cases before said court shall be entitled to the same fees, to be collected in the same manner as is provided in like cases before the county courts of this State, and at the end of the trial or examination they shall receive certificates of attendance from the clerk of said court, and if the said fees are not called for within three months after paid into said court they shall be forfeited and paid into the county treasury of Jefferson county.

Section 30. That appeals from judgments of conviction rendered by said court may be taken by the defendant to the circuit court of Jefferson county within five days after the rendition of said judgments and in the manner as is provided by law for appeals to be taken from the county courts of this State to the circuit courts of this State, and a jury trial may there be had on demand of the defendant as provided by law, and all appeals taken as herein provided for shall be tried *de novo* and be preferred cases in the said circuit court, and shall be governed in all respects by the rules and regulations provided by law for the trial of appeals in the circuit courts from the county courts of this State, in so far as same may be applicable.

Section 31. That if any section, clause or provision of this act shall be declared to be unconstitutional or held invalid, it shall not be held to affect any other section, clause or provision, but the same shall remain in full force and effect.

Section 32. That all laws and parts of laws, general, special or local, in conflict with any of the provisions of this act be and the same are hereby repealed.

State of Alabama, }
Jefferson County. }

Personally appeared before me, Mary Mosley, notary public in and for said State and county, J. H. F. Mosley, who deposes and says: That he is editor and manager of the Labor Advocate, a weekly newspaper published at Birmingham in said State and county, that the notice hereto attached was published in said Labor Advocate on the following dates: December 28, 1918; January 4, 11, 18, 1919.

Sworn to and subscribed before me, this 20th day of January, 1919.

(Seal.)

J. H. F. Mosley.
Mary Mosley,
Notary Public.

By Mr. Benners (with notice and proof):

H. 788. To abolish the second division of the municipal court of Birmingham, Alabama.

Local Legislation.

Notice and Proof H. 788:

NOTICE.

Is hereby given that a bill will be introduced for passage in the Legislature of Alabama, at its next session, to be entitled:

An act to abolish the second division of the municipal court of Birmingham, Alabama.

The substance of said bill will be as follows:

AN ACT

To abolish the second division of the municipal court of Birmingham, Alabama.

Be it enacted by the Legislature of Alabama:

Section 1. That the second division of the municipal court of Birmingham, Alabama, as provided for and established by an act of the Legislature of Alabama, approved July 12, 1915, be and the same is hereby abolished, and discontinued.

Section 2. That the abolishment of the second division of said court will not affect the existence and operation of the remaining two divisions of said court, namely: the first and third divisions.

Section 3. That this act shall take effect on January 1, 1923, after its approval and the approval of an act by the Legislature of Alabama establishing the Jefferson county court of misdemeanors for the trial of misdemeanor cases arising in said county.

State of Alabama, }
Jefferson County. }

Personally appeared before me, Mary Mosley, notary public in and for said State and county, J. H. F. Mosley, who deposes and says: That he is editor and manager of the Labor Advocate, a weekly newspaper published at Birmingham in said State and county, that the notice hereto attached was published in said Labor Advocate on the following dates: December 28, 1918; January 4, 11, 18, 1919.

J. H. F. Mosley.

Sworn to and subscribed before me, this 20th day of January, 1919.

(Seal.)

Mary Mosley,
Notary Public.

By Mr. Benners (with notice and proof):

H. 789. To take away from all justices of the peace and notaries public ex-officio justices of the peace in Jefferson county, Alabama, criminal and quasi-criminal jurisdiction over causes arising in any of the precincts of said county, except over such causes arising in precincts Nos. 1, 2, 3, 4, 5, 7, 24, 27, 33, 35, 40 and 41.

Local Legislation.

Notice and Proof H. 789:

NOTICE.

Is hereby given that a bill will be introduced for passage in the Legislature of Alabama, at its next session, to be entitled:

An act to take away from all justices of the peace and notaries public ex-officio justices of the peace in Jefferson county, Alabama, criminal and quasi-criminal jurisdiction over causes arising in any of the precincts of said county, except over such causes arising in precincts Nos. 1, 2, 3, 4, 5, 7, 24, 27, 33, 35, 40 and 41.

The substance of said bill will be as follows:

AN ACT

To take away from all justices of the peace and notaries public ex-officio justices of the peace in Jefferson county, Alabama, criminal and quasi-criminal jurisdiction over causes arising in any of the precincts of said county, except over such causes arising in precincts Nos. 1, 2, 3, 4, 5, 7, 24, 27, 33, 35, 40 and 41.

Be it enacted by the Legislature of Alabama:

Section 1. That all criminal and quasi-criminal jurisdiction of whatever kind, whether final or for the purpose of binding over to await the action of the grand jury, is hereby taken away from the justices of the peace, within all the precincts of Jefferson county, Alabama, as to offenses committed within any of the precincts of said county, except as to such offenses committed within any of the precincts Nos. 1, 2, 3, 4, 5, 7, 24, 27, 33, 35, 40 and 41. That justices of the peace and notaries public with the authority to exercise the jurisdiction of a justice of the peace, who now are or who may hereafter be elected or appointed for any of the precincts of said county, shall not have jurisdiction of any criminal or quasi-criminal cause arising within said county and outside of the precincts as are above expressly numbered; provided, however, that this act shall not deprive the recorders of the city of Birmingham, Alabama, of any criminal jurisdiction now exercised by them.

Section 2. That all criminal and quasi-criminal cases now pending in the courts of justices of the peace and notaries public with authority to exercise the jurisdiction of justices of the peace within said county, which have arisen in any of the precincts of said county, except such cases as have arisen in any of those precincts as are above expressly numbered, shall be transferred for further proceedings to the Jefferson county court of misdemeanors, the same to be there disposed of as if said cases had originally been filed in said court.

Section 3. That if any section, clause or provision of this act shall be declared to be unconstitutional or held void, it shall not be held to affect any other section, clause or provision, but the same shall remain in full force and effect.

Section 4. That all laws and parts of laws, general, special or local, in conflict with any provisions of this act be and the same are hereby repealed.

Section 5. That this act shall take effect upon its approval and the approval of an act by the Legislature of Alabama establishing the Jefferson county court of misdemeanors for the trial of misdemeanor cases arising in said county.

State of Alabama,)
Jefferson County.)

Personally appeared before me, Mary Mosley, notary public in and for said State and county, J. H. F. Mosley, who deposes and says: That he is editor and manager of the Labor Advocate, a weekly newspaper published at Birmingham in said State and county, that the notice hereto attached was published in said Labor Advocate on the following dates: December 28, 1918; January 4, 11, 18, 1919.

Sworn to and subscribed before me, this 20th day of January, 1919.

(Seal.)

J. H. F. Mosley.
Mary Mosley,
Notary Public.

By Mr. Benners (with notice and proof):

H. 790. To take away from all justices of the peace and notaries public ex-officio justices of the peace within all the precincts of Jefferson county, Alabama, except those within precincts Nos. 1, 2, 3, 4, 5, 7, 24, 27, 33, 35, 40 and 41, criminal and quasi-criminal jurisdiction.

Local Legislation.

Notice and Proof H. 790:

NOTICE.

Notice is hereby given that a bill will be introduced for passage in the Legislature of Alabama, at its next session, to be entitled:

An act to take away from all justices of the peace and notaries public ex-officio justices of the peace within all the precincts of Jefferson county, Alabama, except those within precincts Nos. 1, 2, 3, 4, 5, 7, 24, 27, 33, 35, 40 and 41, criminal and quasi-criminal jurisdiction.

The substance of said bill will be as follows:

AN ACT

To take away from all justices of the peace and notaries public ex-officio justices of the peace within all the precincts of Jefferson county, Alabama, except those within precincts Nos. 1, 2, 3, 4, 5, 7, 24, 27, 33, 35, 40 and 41, criminal and quasi-criminal jurisdiction.

Be it enacted by the Legislature of Alabama:

Section 1. That all criminal and quasi-criminal jurisdiction of whatever kind, whether final or for the purpose of binding over to await the action of the grand jury, is hereby taken away from justices of the peace and notaries public ex-officio justices of the peace within all the precincts

of Jefferson county, Alabama, except those within the following precincts of said county, to-wit: 1, 2, 3, 4, 5, 7, 24, 27, 33, 35, 40 and 41. That justices of the peace and notaries public with authority to exercise the jurisdiction of a justice of the peace, who now are or who may hereafter be elected or appointed for any of the precincts of said county other than for one of those precincts above expressly numbered, shall have civil jurisdiction only; provided, however, that this act shall not deprive the recorders of the city of Birmingham, Alabama, of any criminal jurisdiction now exercised by them.

Section 2. That all criminal and quasi-criminal cases now pending in the courts of justices of the peace and notaries public with authority to exercise the jurisdiction of justices of the peace within said county, except in such courts as are within those precincts as are above expressly numbered, shall be transferred for further proceedings to the Jefferson county court of misdemeanors, the same to be there disposed of as if said cases had been filed originally in said court.

Section 3. That if any section, clause or provision of this act shall be declared to be unconstitutional or held to be void, it shall not be held to affect any other section, clause or provision but the same shall remain in full force and effect.

Section 4. That all laws and parts of laws, general, special or local, in conflict with any provision of this act be and the same are hereby repealed.

Section 5. That this act shall take effect upon its approval and the approval of an act by the Legislature of Alabama establishing the Jefferson county court of misdemeanors for the trial of misdemeanor cases arising in said county.

State of Alabama, }
Jefferson County. }

Personally appeared before me, Mary Mosley, notary public in and for said State and county, J. H. F. Mosley, who deposes and says: That he is editor and manager of the Labor Advocate, a weekly newspaper published at Birmingham in said State and county, that the notice hereto attached was published in said Labor Advocate on the following dates: December 28, 1918; January 4, 11, 18, 1919.

J. H. F. Mosley.

Sworn to and subscribed before me, this 20th day of January, 1919.

(Seal.)

Mary Mosley,
Notary Public.

By Mr. Benners (with notice and proof):

H. 791. To take away from all inferior courts created in lieu of justices of peace in any one or more of the precincts of Jefferson county, Alabama, criminal and quasi-criminal jurisdiction over causes arising in any of the precincts of said county except over such causes arising in precincts Nos. 1, 2, 3, 4, 5, 7, 24, 27, 33, 35, 40 and 41.

Local Legislation.

Notice and Proof H. 791:

NOTICE.

Is hereby given that a bill will be introduced for passage in the Legislature of Alabama, at its next session, to be entitled:

An act to take away from all inferior courts created in lieu of justices of the peace in any one or more of the precincts of Jefferson county, Alabama, criminal and quasi-criminal jurisdiction over causes arising in any of the precincts of said county, except over such causes arising in precincts Nos. 1, 2, 3, 4, 5, 7, 24, 27, 33, 35, 40 and 41.

The substance of said bill will be as follows:

AN ACT

To take away from all inferior courts created in lieu of justices of the peace in any one or more of the precincts of Jefferson county, Alabama, criminal and quasi-criminal jurisdiction over causes arising in any of the precincts of said county, except over such causes arising in precincts Nos. 1, 2, 3, 4, 5, 7, 24, 27, 33, 35, 40 and 41.

Be it enacted by the Legislature of Alabama:

Section 1. That all criminal and quasi-criminal jurisdiction of whatever kind, whether final or for the purpose of binding over to await the action of the grand jury, is hereby taken away from inferior courts created in lieu of justices of the peace within any one or more of the precincts of Jefferson county, Alabama, as to offenses committed within any of the precincts of said county, except as to such offenses committed within any of the precincts Nos. 1, 2, 3, 4, 5, 7, 24, 27, 33, 35, 40 and 41. That judges of inferior courts created in lieu of justices of the peace, who now are or who may hereafter be elected or appointed for any one or more of the precincts of said county, shall not have jurisdiction of any criminal or quasi-criminal cause arising within said county and outside of the precincts as are above expressly numbered; provided, however, that this act shall not deprive the recorders of the city of Birmingham, Alabama, of any criminal jurisdiction now exercised by them.

Section 2. That all criminal and quasi-criminal cases now pending in the inferior courts created in lieu of justices of the peace within any one or more of the precincts of said county, which have arisen in any of the precincts of said county, except such cases as have arisen in any of those precincts as are above expressly numbered, shall be transferred for further proceedings to the Jefferson county court of misdemeanors, the same to be there disposed of as if said cases had been originally filed in said court.

Section 3. That if any section, clause or provision of this act shall be declared to be unconstitutional or held to be invalid, it shall not be held to affect any other section, clause or provision but the same shall remain in full force and effect.

Section 4. That all laws and parts of laws, general, special or local, in conflict with any provision of this act be and the same are hereby repealed.

Section 5. That this act shall take effect upon its approval and the approval of an act by the Legislature of Alabama establishing the Jefferson county court of misdemeanors for the trial of misdemeanor cases arising in said county.

State of Alabama, }
Jefferson County. }

Personally appeared before me, Mary Mosley, notary public in and for said State and county, J. H. F. Mosley, who deposes and says: That he is editor and manager of the Labor Advocate, a weekly newspaper published at Birmingham in said State and county, that the notice hereto attached was published in said Labor Advocate on the following dates: December 28, 1918; January 4, 11, 18, 1919.

J. H. F. Mosley.

Sworn to and subscribed before me, this 20th day of January, 1919.

(Seal.)

Mary Mosley,
Notary Public.

By Mr. Benners (with notice and proof) :

H. 792. To take away from all inferior courts created in lieu of justices of the peace in any one or more of the precincts of Jefferson county, Alabama, except any such court so created for one or more of the following precincts, to-wit: 1, 2, 3, 4, 5, 7, 24, 27, 33, 35, 40 and 41, criminal and quasi-criminal jurisdiction.

Local Legislation.

Notice and Proof H. 792:

NOTICE.

Is hereby given that a bill will be introduced for passage in the Legislature of Alabama, at its next session, to be entitled:

An act to take away from all inferior courts created in lieu of justices of the peace in any one or more of the precincts of Jefferson county, Alabama, except any such court so created for one or more of the following precincts, to-wit: 1, 2, 3, 4, 5, 7, 24, 27, 33, 35, 40 and 41, criminal and quasi-criminal jurisdiction.

The substance of said bill will be as follows:

AN ACT

To take away from all inferior courts created in lieu of justices of the peace in any one or more of the precincts of Jefferson county, Alabama, except any such court so created for one or more of the following precincts, to-wit: 1, 2, 3, 4, 5, 7, 24, 27, 33, 35, 40 and 41, criminal and quasi-criminal jurisdiction.

Be it enacted by the Legislature of Alabama:

Section 1. That all criminal and quasi-criminal jurisdiction of whatever kind, whether final or for the purpose of binding over to await the action of the grand jury, is hereby taken away from inferior courts created in lieu of justices of the peace within any one or more of the precincts of Jefferson county, Alabama, except any such court so created for one or more of the following precincts, to-wit: 1, 2, 3, 4, 5, 7, 24, 27, 33, 35, 40 and 41. That judges of inferior courts created in lieu of justices of the peace, who now are or who may hereafter be elected or appointed for any one or more of the precincts of said county other than for one or more of those precincts above expressly numbered, shall have civil jurisdiction only; provided, however, that this act shall not deprive the recorder of the city of Birmingham, Alabama, of any criminal jurisdiction now exercised by them.

Section 2. That all criminal and quasi-criminal cases now pending in inferior courts created in lieu of justices of the peace within any one or more of the precincts of said county, except in any such court so created for one or more of the precincts above expressly numbered, shall be transferred for further proceedings to the Jefferson county court of misdemeanors, the same to be there disposed of as if said cases had been filed originally in said court.

Section 3. That if any section, clause or provision of this act shall be declared to be unconstitutional or held to be void, it shall not be held to affect any other section, clause or provision but the same shall remain in full force and effect.

Section 4. That all laws and parts of laws, general, special or local, in conflict with any provision of this act be and the same are hereby repealed.

Section 5. That this act shall take effect upon its approval and the approval of an act by the Legislature of Alabama establishing the Jefferson county court of misdemeanors for the trial of misdemeanor cases arising in said county.

State of Alabama, }
Jefferson County. }

Personally appeared before me, Mary Mosley, notary public in and for said State and county, J. H. F. Mosley, who deposes and says: That he is ~~editor and manager of the Labor Advocate~~, a weekly newspaper published at Birmingham in said State and county, that the notice hereto attached was published in said Labor Advocate on the following dates: December 28, 1918; January 4, 11, 18, 1919.

Sworn to and subscribed before me, this 20th day of January, 1919.

(Seal.)

J. H. F. Mosley.
Mary Mosley,
Notary Public.

By Mr. Ross (with notice and proof):

H. 793. To authorize the city of Fairfield, in Jefferson county, Alabama, to levy taxes on all real and personal property, and franchises in said city, for the year beginning January 1, 1919, and ending December 31, 1919, and for each year thereafter; to provide the rate of said taxation; and fix the value of property for taxation in said city; to provide when said taxes shall fall due and how same shall be collected and to fix the date of each tax year.

Local Legislation.

Notice and Proof H. 793:

NOTICE.

Notice is hereby given that at the adjourned session of the Legislature of Alabama, which convenes in the city of Montgomery, on July 8, 1919, a bill will be introduced for passage, the substance of which will be to authorize the city or town of Fairfield to levy taxes on all real and personal property and franchises in the city or town of Fairfield for the year beginning January 1, 1919, and ending December 31, 1919; to provide that the property taxed shall be the same as that subject to taxation by the laws of the State of Alabama, the value of same to be fixed as that assessed for State taxation, as shown by the books of assessment for the State and county tax year ending on the 30th day of September, 1919; said tax to be one-half of one per centum on the hundred dollars for general municipal purposes; to provide that said municipal taxes for said tax year of 1919 shall be due on the first day of October of said year; that same shall be delinquent when State and county taxes for the next preceding tax year are delinquent; to provide that said taxes shall be collected in same manner as that now provided for by law; also to provide that for each succeeding year the tax year shall begin on January 1 and end on December 31 of each year.

A. Clinton Decker, Mayor.

The State of Alabama, }
 Jefferson County. }

Personally appeared before me, the undersigned authority, a notary public, in and for said county and State, R. A. Mullins, who being by me first duly sworn, on oath, says: That he is the business manager of the Age-Herald Publishing Company, the publisher of the Birmingham Age-Herald, a daily newspaper published in the city of Birmingham, Jefferson county, Alabama; that the notice hereto attached is a true and correct copy of the notice that was published in the Age-Herald once a week for four consecutive weeks, beginning June 28th, 1919, and appearing also on the following dates, to-wit: July 5, 1919; July 12, 1919, and July 19, 1919.

R. A. Mullins,
 Business Manager.

Sworn to and subscribed before me on this July 31, 1919.

(Seal.)

Susan E. Wright,
 Notary Public.

By Mr. Truss:

H. 794. To prescribe the fees which shall be charged by the secretary of state for the issuance of certificates of incorporation of corporations incorporating under the laws of Alabama, and to prescribe the rate which shall be charged per share upon the shares of stock of such corporations.

Judiciary.

By Mr. Dickson:

H. 795. To provide a complete educational system for the State of Alabama; to provide a public school fund; to provide for the administration of the public schools and to create a State board of education and to prescribe its powers and duties; to make appropriations for elementary schools and other institutions of learning in the State, including the University of Alabama, Alabama Polytechnic Institute, Alabama Technical Institute for Women, Agricultural and Mechanical Institute for Negroes, Tuskegee Normal and Industrial Institute, State normal schools, State secondary agricultural schools, Northeast Alabama Agricultural and Industrial Institute, county high schools, Alabama School for the Deaf, Alabama School for the Blind, Alabama School for Negro Deaf and Blind, Alabama Boys' Industrial School, Alabama Reform School for Juvenile Negro Law-breakers; to provide for the erection of certain necessary buildings and to make appropriations for the same; to create county and city boards of education, to define their respective powers and duties, to provide for the payment of their necessary expenses, including equipment and furniture; to provide for holding elections for the one mill county tax on each dollar of taxable property, under the Constitution of 1901; to provide for holding elections for county tax of three mills or less, on each dollar of taxable property, under the amendment to the Constitution of

1901; to provide for holding elections for district taxes of three mills or less, on each dollar of taxable property, prescribe the method of holding such elections; to prescribe the duties and powers of the State superintendent of education and to fix his compensation; to make appropriations for the State department of education and to define its duties and powers; to provide for the appointment of county superintendents of education, to define their powers and duties and to provide for their compensation; to provide for boards of school trustees; to provide for the appointment of city superintendents of education and to define their powers and duties and provide for their compensation; to provide for supervisors of schools in the various counties and cities and to fix their powers and duties and to provide for their compensation; to provide for a bonus fund for counties levying and collecting a special tax for school purposes and to fix the amount, proportioned upon the rate of such special tax; to provide for a county treasurer of school funds; to provide for compulsory attendance upon the schools of the State, within certain ages, and to fix penalties and provide for the appointment of attendance officers and to define their duties and fix their compensation, and to provide the method of enforcement of compulsory attendance within the ages prescribed; to provide for the certification of teachers, how such certificates may be obtained, the length of time they are to be in force and to provide appropriations for the necessary expenses of conducting teachers' examination and issuing certificates and to provide the necessary clerical and other assistants in and about this business; to provide for the training of teachers in actual service and make appropriations for the expenses thereof; to provide pecuniary assistance for the erection, repair and equipment of rural school houses throughout the State and to prescribe the methods and conditions under which such assistance may be obtained, and to make appropriations therefor; to provide for the sale and conveyance of certain lands which have been conveyed to the State for school purposes; to provide for rural libraries throughout the State, and to provide the method by which assistance to such libraries may be obtained, and to provide appropriations therefor; to provide for vocational education and to make appropriations therefor; to provide for the removal of illiteracy among adults as well as among minors and to make appropriations therefor; to provide uniform textbooks throughout the State and to create a State textbook committee and define its powers and duties; to provide for county high schools and to prescribe the conditions under which such county high schools may obtain assistance from the State, and to make appropria-

tions therefor, and to provide that such county high schools may be assisted financially by county boards of revenue or boards of education, or by municipalities, or by private agencies; to provide for county high school treasurers, to fix their bonds and prescribe their powers and duties and to provide for the payment of the premium upon their bonds; to provide for county treasurers of school funds, to fix their bonds and prescribe their powers and duties and to provide for the payment of the premium upon their bonds; to provide for the establishment of six State secondary agricultural schools, to provide the method of their location, to provide for their management and control, and to make appropriations therefor; to provide for certain State normal schools, to provide for their control and management and to make appropriations therefor, and to make special appropriations for certain buildings, improvements, and for the purchase of real estate and for the payment of certain indebtedness therefor; to make appropriations for the Tuskegee Normal and Industrial Institute, the Agricultural and Mechanical Institute for Negroes; to change the name of the school heretofore established at Montevallo as the "Alabama Girls' Industrial School," later known and called the "Alabama Girls' Technical Institute," to the name of the "Alabama Technical Institute for Women," to provide its powers and duties; to create a board of trustees for such institute, to prescribe their powers and duties and their method of appointment and length of service, and to make appropriations therefor; to provide for the control and management of the Alabama Polytechnic Institute, to define the powers and duties of the board of trustees for such institute, the method of appointment of such trustees, and to make appropriations therefor; to provide for the summer schools at the University of Alabama and to make appropriations therefor; to create a State council of education, to prescribe its powers and duties and to make appropriations therefor; to provide for the management and control of the Alabama Institute for the Deaf, to create a board of trustees therefor and to provide for the method of their appointment and the length of service, and to provide appropriations therefor; to provide for the management and control of the Alabama Academy for the Blind, to create a board of trustees therefor and to provide for the method of their appointment and the length of service, and to provide appropriations therefor; to provide for the management and control of the Alabama School for Negro

Deaf Mutes and Blind, to create a board of trustees therefor and to provide for the method of their appointment and the length of service, and to provide appropriations therefor; to provide for the maintenance and establishment of the Alabama Boys' Industrial School, to provide for the management and control thereof and for the appointment of a board of directors, to define their powers and duties and the method of committing white boys thereto, and to make appropriations for such school; to provide for the maintenance and establishment of the Alabama Reform School for Juvenile Negro Lawbreakers, to provide for the management and control thereof and for the appointment of a board of directors, to define their powers and duties and the method of committing negro boys thereto, and to make appropriations for such school; to provide for the lease and sale of school lands in this State; to provide for the abolishment of township lines for school purposes, to require private, denominational and parochial schools to make reports; to require county and city boards of education to give regular instruction in all schools under their direction as to the nature of alcoholic drinks, tobacco and other narcotics, and their effect upon the human system; to provide penalties for the violation of the provisions of this act and to provide for the repeal of inconsistent laws heretofore enacted.

Education.

By Mr. Harrison:

H. 796. To prohibit the changing, altering, erasing or obliterating factory numbers on motor vehicle tires, and to make the possession of such tires with the factory numbers thereon changed, altered, erased or obliterated, prima facie evidence that such tires were stolen, and that the person in possession thereof knew that such tires were stolen.

Ways, Means and Appropriations.

By Mr. Andrews:

H. 797. Regulating the sale and exchange of gasoline, benzine, naphtha, and other liquid motor fuels, and providing for the tagging and inspection of such product.

Ways, Means and Appropriations.

By Mr. Allen (with notice and proof):

H. 798. For the relief of E. R. Bradford.

Ways, Means and Appropriations.

Notice and Proof H. 798:

NOTICE.

Notice is hereby given that application will be made to the present session of the Legislature of Alabama for the relief of E. R. Bradford, surety on the bond of Johnson Hall.

E. R. Bradford.

Linden, Alabama, June 12, 1919.

State of Alabama, }
 Marengo County. }

Before me, S. W. Compton, a notary public in and for said State and county, personally appeared R. E. Sutton, who is known to me and who being by me first duly sworn, deposes and says that he is editor of the Democrat-Reporter, a newspaper published at Linden, in Marengo county, Alabama, and that the notice hereto attached is a true copy of a notice which was published in the said Democrat-Reporter on the twelfth, nineteenth and thre twenty-sixth days of June, 1919.

R. E. Sutton,
 Editor Democrat-Reporter.

Sworn to and subscribed before me this the twenty-fourth day of July, 1919.

S. W. Compton, Notary Public.

By Mr. Lynne:

H. 799. To provide for the distribution of money recovered by the State from the loss of public funds.

Ways, Means and Appropriations.

By Mr. Edwards of Pike:

H. 800. To prescribe that persons subject to road duty, or to be summoned to work the public roads of this State, shall be not less than twenty-one nor more than forty-five years of age.

Public Roads and Highways.

By Mr. Collins:

H. 801. To amend section 1 of an act entitled an act to designate certain public roads in the State of Alabama, as State trunk roads and provide the manner in which such roads shall be located, improved and maintained, approved September 10th, 1915.

Public Roads and Highways.

By Mr. Graham of Autauga (with notice and proof):

H. 802. To make the clerk of the circuit court of Autauga county, Alabama, ex-officio clerk of the county court of said county, and to fix compensation therefor.

Local Legislation.

Notice and Proof H. 802:

NOTICE.

Notice is hereby given that at and during the adjourned session of the Legislature of Alabama for the regular session of 1919 the following local bills will be introduced for Autauga county:

Bill No. 1. A bill to be entitled an act to regulate and provide payment of claims against the fine and forfeiture fund of Autauga county; to register and number the same.

Bill No. 2. A bill to be entitled an act to make the clerk of the circuit court of Autauga county ex-officio clerk of the county court and to fix compensation therefor.

Bill No. 3. A bill entitled an act to provide for the payment of all State witnesses in attendance before the grand jury of Autauga county or

in attendance as witnesses for the State in circuit court or county court of said county and to designate the claim against the fine and forfeiture funds of said county.

The State of Alabama, }
Autauga County. }

Before me, W. W. Hinton, clerk of the circuit court in and for said county and State, personally appeared H. S. Doster, who being duly sworn deposes and says on oath that he is the editor of the Prattville Progress, a newspaper published in Prattville in the county of Autauga, and that the notice hereto attached was continued in four successive issues of the Prattville Progress.

H. S. Doster.

Sworn to and subscribed before me on this twenty-sixth day of July, 1919.

W. W. Hinton,
Clerk of Circuit Court in and for said State and County.

By Mr. Graham of Autauga (with notice and proof):

H. 803. To regulate and provide for the payment of claims against the fine and forfeiture fund of Autauga county, Alabama.

Local Legislation.

Notice and Proof H. 803:

NOTICE.

Notice is hereby given that at and during the adjourned session of the Legislature of Alabama for the regular session of 1919 the following local bills will be introduced for Autauga county:

Bill No. 1. A bill to be entitled an act to regulate and provide payment of claims against the fine and forfeiture fund of Autauga county; to register and number the same.

Bill No. 2. A bill to be entitled an act to make the clerk of the circuit court of Autauga county ex-officio clerk of the county court and to fix compensation therefor.

Bill No. 3. A bill entitled an act to provide for the payment of all State witnesses in attendance before the grand jury of Autauga county or in attendance as witnesses for the State in circuit court or county court of said county and to designate the claims against the fine and forfeiture funds of said county.

The State of Alabama, }
Autauga County. }

Before me, W. W. Hinton, clerk of the circuit court in and for said county and State, personally appeared H. S. Doster, who being duly sworn deposes and says on oath that he is the editor of the Prattville Progress, a newspaper published in Prattville in the county of Autauga, and that the notice hereto attached was continued in four successive issues of the Prattville Progress.

H. S. Doster.

Sworn to and subscribed before me on this twenty-sixth day of July, 1919.

W. W. Hinton,
Clerk of Circuit Court in and for said State and County.

By Mr. Whorton:

H. 804. To fix the salary of the judge of the county court in all counties having a population of not less than 32,900 and not more than 33,000.

Judiciary.

By Mr. Salter (with notice and proof):

H. 805. To better provide for the payment of State witnesses in the county of Conecuh.

Local Legislation.

Notice and Proof H. 805:

NOTICE OF LOCAL LEGISLATION.

Notice is hereby given that a bill will be introduced at the next session of the Legislature of Alabama, which convenes on the 8th day of July, 1919, in substance as follows: A bill to be entitled "An act to better provide for the payment of State witnesses in the county of Conecuh."

The State of Alabama, }
Conecuh County. }

Before me, F. J. Dean, a notary public in and for said State and county, personally appeared G. W. Salter, Jr., who being by me first duly sworn, deposes and says that he is the editor and publisher of The Evergreen Courant, a newspaper published weekly at Evergreen in said State and county; that the above and foregoing notice was published in the said The Evergreen Courant for four consecutive weeks in the issues of June 18th, 25th, July 2nd and 9th, 1919.

G. W. Salter, Jr.,
Editor and Publisher.

Subscribed and sworn to before me, this the 28th day of July, 1919.

F. J. Dean,
Notary Public.

By Mr. Russell:

H. 806. To authorize the court of county commissioners, the board of revenue and road commissioners, or like body, in each county in this State to provide telephones for the offices of clerks and registers of the circuit court, the office of the sheriff, and the office of the jailer, in their respective counties.

Judiciary.

By Mr. Jones of Montgomery:

H. 807. Defining, regulating and allowing boxing contests in all cities having a population of more than 30,000 according to the last or any subsequent Federal census, and creating a board to have supervision over such contests, imposing penalties, and providing for the appointment of such board.

Judiciary.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

Mr. Speaker :

Your Committee on Engrossed Bills beg leave to report that it has examined the following House bills:

H. 365. To ratify, confirm and legalize an election held in Coosa county, Alabama, on the 7th day of November, 1916, to determine the question whether or not the work of tick eradication shall be taken up in Coosa county under the State live stock sanitary board as provided by law, and to ratify, confirm and legalize the notice or proclamation issued by the live stock sanitary board of Alabama declaring in effect the regulations adopted by the live stock sanitary board of Alabama, in the county of Coosa, and to declare in full effect all the regulations adopted by the live stock sanitary board of Alabama, in said county of Coosa, in the State of Alabama, together with the laws of the State pertaining to the same.

Also:

H. 389. To amend section two (2) of an act to authorize and require the county treasurer of Greene county, Alabama, to transfer all monies from the fine and forfeiture fund of said county into the general fund of said county, and to pay from said general fund all legal claims against said fine and forfeiture fund.

Also:

H. 405. To further provide for the compensation of the probate judge of Lowndes county, Alabama, and to increase the amount now allowed to be earned, under the provisions of the law authorizing the payment of ex-officio fees.

Also:

H. 476. To fix the salary of the mayor of cities and towns of more than ten thousand and less than twenty-five thousand population, in counties of more than one hundred thousand population, according to the last Federal or State census, or according to any succeeding Federal or State census.

Also:

H. 485. To amend an act entitled an act to designate certain public roads of the State of Alabama, as State trunk roads, and to provide the manner in which such roads shall be located, improved and maintained.

Also:

H. 546. To amend sections 3, 7 and 11 of an act entitled An act to establish a board of revenue for Sumter county, and for the abolishment of the court of county commissioners of said county, approved February 22nd, 1919.

Also:

H. 547. To authorize the commissioners court of Tallapoosa county to issue a warrant in favor of Jenunie Hagerdorn, for the sum of \$882.62, and to provide for the payment of the same by the county treasurer.

Also:

H. 548. To authorize the commissioners court of Tallapoosa county to issue a warrant in favor of The Alexander City Bank, for the sum of \$1,080.11, and to provide for the payment of the same by the county treasurer.

Also:

H. 568. To require all fines and forfeitures in criminal cases in Henry county, Alabama, to be paid in money and to provide for the collection and disposition of said fines and forfeitures.

Also:

H. 594. To repeal an act to provide for the better construction, repairing, working and maintaining of public roads and bridges in Clay county, Alabama, approved March 29th, 1911.

Also:

H. 537. To further prescribe times of election and terms of office of the county commissioners of Henry county, Alabama.

Also:

H. 455. To regulate the trials of misdemeanors in Lawrence county.

Also:

H. 579. To regulate and provide for the working, building, maintenance and upkeep of the public roads and bridges in Bibb county, Alabama, and prescribe manner and means of collecting and raising revenue and funds for the working, building, maintenance and upkeep of the public roads and bridges of and in Bibb county, Alabama; To regulate the public roads and bridge affairs of Bibb county, Alabama; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect, and the manner and means of raising or collecting such funds, and to provide for the collection of a per capita road tax and for a license tax on all vehicles including vehicles propelled by animals, electricity, gasoline or other power whatsoever to be used for the maintenance, building, upkeep and repair of such roads and bridges and for the collection thereof.

Also:

H. 599. To regulate the fines and forfeitures of Coffee county, Alabama; to prescribe what claims shall be filed against the fine and forfeiture fund of said county, and to prescribe the order or priority in which the same shall be paid.

And find same correct.

W. H. Stoddard,
Chairman.

The report of the Committee on Engrossed Bills was concurred in and adopted.

REPORT OF RULES COMMITTEE.

Mr. Tompkins, acting chairman of the Standing Committee on Rules, returned to the House the following resolutions with a favorable report:

By Mr. Rogers of Sumter:

S. J. R. 102. Whereas, the Sumter county chapter of the Daughters of the American Revolution, wrote to every man from Sumter county who was in the active service of his country in the war which America waged on Germany, not for conquest, for national aggrandizement, nor for greed, but in defense of the oppressed peoples of the world and to preserve the things which we as a nation hold divine, the purity of woman, the innocence of the child, the sanctity of the home, the honor of men, the sacred nature of covenants of liberty, equality and fraternity, "Let us know what you want and you shall have it," and

Whereas, this chapter is now getting from these men an account through letters of their personal experiences in this great world conflict, and because the preservation of these letters will be a distinct contribution to the history of the nation, and be of great service to future generations in destroying bigotry, sectionalism and selfishness, and in inspiring a spirit of service and of sacrifice; now, therefore,

Be it resolved, that the director of the Alabama State department of archives and history be requested to secure from the Sumter county chapter of the Daughters of the American Revolution, copies of these letters written them by soldiers and sailors of Sumter county, and when these letters have been obtained by him that he shall have them bound in book form, that he shall send one of these books to the Sumter county chapter of the Daughters of the American Revolution and keep the others in the department of archives and history.

And the resolution was adopted.

Also:

By Mr. Jones of Montgomery:

H. J. R. 107. Whereas, the great world war has aroused the peoples of the world to the necessity of perpetuating the principles of democracy that despotic governments may never again menace the liberties of the world, and

Whereas, it is recognized by students of conditions in America that our people understand none too well the great influence the principles embodied in the Constitution of the United States have had in preserving those liberties by safeguarding the greatest good for the greatest number, and,

Whereas, it is well known that there are misguided persons in America who do not understand the true purpose and intent of our Constitution and who by word and deed are seeking to obstruct our government in exercising its proper functions, and are producing discontent and unrest by anarchistic, bolshevistic and other unpatriotic utterances,

Now, therefore,

Be it resolved by the House of Representatives (the Senate concurring) that the Legislature of the State of Alabama endorses the movement for the celebration and observance of the seventeenth day of September as Constitution Day, and further commends the efforts being made by patriotic individuals and societies to make better known to our people the purpose, scope and great significance of the Constitution of the United States which was adopted on that date, and

Be it further resolved, that the Legislature of Alabama deems it the privilege of Americans today to consecrate that liberty preserved through the sacrifices of our soldiers and sailors by encouraging patriotic education that the undermining influences of ignorance, hate and misunderstanding of our institutions may be lessened and a higher ideal of citizenship stimulate and inspire our people.

And the resolution was adopted.

House joint resolution 108 by Mr. Blunt was returned to the House with an adverse report.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bill and returns same herewith to the House:

H. 436. To authorize all counties having a population of 18,889 and not exceeding 18,890 according to the last Federal census to prescribe punishment for not working the public roads in such counties and to determine what shall constitute a legal excuse for failure to work public roads after due notice is given.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following joint resolution:

S. J. R. 110. Resolved by the Senate, the House concurring, that when the two houses adjourn today they adjourn to reconvene at 10:00 o'clock A. M., on Wednesday next, Aug. 13, 1919.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

Mr. Lynne offered the following amendment to the S. J. R. No. 110:

Amend S. J. R. No. 110, as follows: By striking out date for re-convening, viz.: "Wednesday, Aug. 13" and by inserting in lieu thereof: "Tuesday, Aug. 12," and by striking out the hour fixed for reassembling and providing in lieu thereof that the hour for reassembling be left to each house.

And the amendment was adopted and the House concurred in and adopted the S. J. R. No. 110, as amended, which is set out in the above and foregoing message from the Senate.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has non-concurred in the House amendment to S. J. R. 110, relative to adjournment of the two houses until Wednesday, and requests a Committee of Conference. Conferees on part of the Senate, Messrs. Acker and Butler. And returns said resolution herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Tunstall, the House acceded to the request for a committee of conference and the Speaker named as Committee of Conference on part of the House, Messrs. Tunstall, Murphree and Lynne.

NOTICE TO TAKE BILLS FROM ADVERSE CALENDAR GIVEN.

Mr. Arnold gave notice that on the next legislative day he would move to take the bill H. 699 from the adverse calendar.

Mr. Ellis of Elmore gave notice that on the next legislative day he would move to take the bills H. 601 and H. 602 from the adverse calendar.

Notice is hereby given that I shall on the first legislative day move to take House bill 473 off the adverse calendar and place said bill on the regular calendar of the House.

J. P. Preston.

Mr. Stoddard gave notice that on the next legislative day he would move to take the bill H. 368 from the adverse calendar.

Mr. Brindley gave notice that on the next legislative day he would move to take the bill H. 592 from the adverse calendar.

Mr. Milford gave notice that on the next legislative day he would move to take from the adverse calendar the bill H. 675.

Notice is hereby given that on the next legislative day I will move to take from the adverse calendar of the House and place on the regular calendar of the House, House bill No. 620.

M. N. Dodson.

Notice is hereby given that on the next legislative day I will move to take from the adverse calendar of the House and place on the regular calendar of the House, House bill No. 621.

M. N. Dodson.

I hereby file notice that on next legislative day I will move to take from the adverse calendar and place upon the regular calendar House bill No. 140.

Wm. L. Harrison.

I hereby give notice that motion will be made to take Senate bill 288 for adverse calendar and place same on regular calendar.

J. C. Arnold.

Mr. Lynne gave notice that on the next legislative day he would move to take the bill H. 563 from the adverse calendar.

ASSIGNMENT OF MR. MATTHEWS OF WILCOX ON STANDING COMMITTEES.

The Speaker announced that under a resolution heretofore adopted, that Mr. Matthews of Wilcox had been assigned as member of the committees on Banking and Insurance, Agriculture, and Local Legislation.

RECOMMITTAL OF BILL.

Mr. Lynne, chairman of the Standing Committee on Local Legislation, returned to the House, H. 549, with the request that the same be re-committed to the Standing Committee on Ways, Means and Appropriations. The request was granted and the bill:

By Mr. Faulk:

H. 549. To provide for the relief of E. C. Childs, tax collector, Geneva county, Alabama, during the year 1910, in the matter of refunding \$448.50 on account of an unused poll tax receipt book being charged to him in the final settlement for the year 1910 by the State auditor, and to make an appropriation for the refund of this \$448.50 to E. C. Childs.

Was re-referred to the Standing Committee on Ways, Means and Appropriations.

Mr. Van de Graff called up his motion to add Rule No. 60 to the rules of the House, and the motion was, on motion of Mr. Tompkins, laid upon the table.

UNFINISHED BUSINESS.

The House proceeded to the consideration of the unfinished business which was the bill:

H. 208 (with amendment). To amend an act approved September 25, 1915, entitled: "An act to provide for the appointment of an official court reporter by each circuit judge in Alabama; to fix their compensation, define their duties and provide for special reporters in certain cases."

The question was upon the adoption of the amendment reported by the Standing Committee on Judiciary, said amendment being as follows:

Amend sections 1 and 9 by adding at the end of each of them the following words: "Provided, that the provisions of this bill shall not apply to circuits which consist of only one county and have three or more than three judges."

Amend H. 208 by striking out the words beginning with the word "provided" on page 2, line 24, and ending with word "tried" at end of line 29.

Amend section 1 as follows: "By striking out the words in the second line from the bottom of said section, viz.: 'in office' and by adding in lieu thereof the words: 'or other good cause.'"

The amendment was adopted.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker
Albright
Allen
Andrews
Baker
Benners
Blunt
Bracken
Brindley
Burks
Calvert
Carnley
Christian
Clayton
Cobbs
Collins
Crump

Deese
Dickson
Dodson
Edwards (Dallas)
Edwards (Pike)
Ellis (Elmore)
Graham (Autauga)
Graham (Clarke)
Green
Guy
Hall (Henry)
Hale
Hardaway
Harrison
Hollis
Holmes (Baldwin)
Holmes (Elmore)

Howle
Jones (Escambia)
Lee (Perry)
Long (Butler)
Long (Sumter)
Lynne
Matthews (Wilcox)
Milford
Mitchell
Moorer
Murphree
Oakley
Oliver
Orr
Parker
Partridge

Peters
Pittman
Ross
Russell
Salter
Simpson
Smith
Sparks
Stewart
Stoddard
Tompkins
Trammell
Truss
Van de Graff
Wilson
Woodard

Mr. Lynne offered the following amendment to the bill:

Amend said bill by adding to section 1 the following:

Provided said court reporter shall not be related to the trial judge within the fourth degree of consanguinity or affinity and any appointment of a court reporter so related to the trial judge within the prohibited degree shall be void.

And the amendment was adopted.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Ingram	Pittman
Alexander	Deese	Jones (Escambia)	Preston
Allen	Dickson	Johnson	Ross
Andrews	Dodson	Jordan	Russell
Arnold	Ellis (Bullock)	Lawson	Salter
Baker	Ellis (Elmore)	Lee (Perry)	Seale
Barganier	Fletcher	Lewis	Shaw
Benners	Gilbert	Lynne	Smith
Blunt	Graham (Clarke)	Mathews (Clarke)	Sparks
Brindley	Griffin	Matthews (Wilcox)	Stoddard
Burks	Hall (Henry)	Milford	Tompkins
Calvert	Hale	Moorer	Trammell
Carnley	Hare	Murphree	Tunstall
Christopher	Harrison	McLeod	Van de Graff
Clayton	Hawkins	Oliver	Waddell
Cliett	Hollis	Partridge	Woodard
Cobbs	Howle		

—66

Mr. Orr offered the following amendment to the bill:

Amend House bill No. 208 by adding the following:

Provided, however, that said stenographer shall be required to reside in the judicial district for which he is appointed during the period of his service.

And the amendment was adopted.

Yeas, 53; Nays, 4.

Yeas:

Messrs:

Mr. Speaker	Collins	Howle	Peters
Albright	Deese	Jones (Escambia)	Pittman
Allen	Dickson	Lee (Perry)	Preston
Arnold	Dodson	Long (Butler)	Ross
Baker	Ellis (Bullock)	Long (Sumter)	Russell
Benners	Ellis (Elmore)	Matthews (Wilcox)	Salter
Blunt	Graham (Autauga)	Milford	Simpson
Bracken	Graham (Clarke)	Mitchell	Smith
Burks	Hall (Henry)	Moorer	Sparks
Calvert	Hale	Murphree	Stewart
Carnley	Harrison	Oakley	Truss
Christian	Hollis	Orr	Van de Graff
Clayton	Holmes (Baldwin)	Partridge	Woodard
Cobbs			

—53

Nays:

Messrs:

Lynne

Parker

Tompkins

Trammell

—4

And the bill:

H. 208. To amend an act approved September 25, 1915, entitled: "An act to provide for the appointment of an official court reporter by each circuit judge in Alabama; to fix their compensation, define their duties and provide for special reporters in certain cases."

As amended was read a third time at length and lost.

Yeas, 33; Nays, 34.

Yeas:

Messrs:

Mr. Speaker

Albright

Allen

Andrews

Benners

Blunt

Bracken

Burks

Carnley

Nays:

Messrs:

Baker

Calvert

Christian

Clayton

Edwards (Dallas)

Ellis (Bullock)

Ellis (Elmore)

Graham (Autauga)

Graham (Clarke)

Cobbs

Collins

Deese

Dickson

Dodson

Edwards (Pike)

Hale

Hardaway

Harrison

Holmes (Baldwin)

Long (Sumter)

Lynne

Murphree

McDonald

Oliver

Orr

Peters

Ross

Russell

Salter

Sparks

Stoddard

Tunstall

Van de Graff

—33

Messrs:

Baker

Calvert

Christian

Clayton

Edwards (Dallas)

Ellis (Bullock)

Ellis (Elmore)

Graham (Autauga)

Graham (Clarke)

Guy

Hall (Henry)

Hollis

Howle

Jones (Escambia)

Lee (Perry)

Long (Butler)

Matthews (Wilcox)

Milford

Mitchell

Moorer

Oakley

Parker

Partridge

Pittman

Preston

Simpson

Smith

Stewart

Tompkins

Trammell

Truss

Whorton

Wilson

Woodard

—34

Mr. Long of Butler moved to reconsider the vote by which the bill was lost and then moved to table the motion to reconsider and the motion to table was lost.

RECESS.

The hour of one o'clock having arrived, on motion of Mr. Tunstall the House recessed until 3 P. M.

AFTERNOON SESSION.

The hour of 3 o'clock having arrived the House reconvened.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your Committee on Enrolled Bills begs to report that it has examined the following House joint resolutions:

H. J. R. 88. Relative to accepting the invitation of the Rooster Road Committee to attend a public celebration in the town of Demopolis on August 14th, and setting aside said date as a non-legislative day.

Also:

H. J. R. 95. Relative to the creation of a joint committee to examine into the status and affairs, needs and requirements, present utility and capacity for future usefulness of the Mercy Home Industrial School for Girls.

And finds same correctly enrolled.

Robert F. Peters,
Chairman.

SIGNING OF BILLS.

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the House joint resolutions, the titles to which are set out in the above and foregoing report of the Committee on Enrolled Bills.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

The Committee on Enrolled Bills begs to report that it has examined the following House bills:

H. 275. To provide for the fencing or closing in of unused wells, cisterns, or minng shafts in this State.

Also:

H. 182. To prohibit the keeping, exhibiting or operating of pool or billiard tables, on which the public can play, outside incorporated cities and towns having a police force.

Also:

H. 83. To regulate the right to carry a pistol in this State.
And finds same correctly enrolled.

Robert F. Peters,
Chairman.

SIGNING OF BILLS.

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing report of the Committee on Enrolled Bills.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The President and presiding officer of the Senate having signed the following Senate bills, your signature thereto is requested:

S. 96. To amend section twelve of an act to provide for the establishment, discontinuance, construction, use, working and maintenance of the public roads, bridges and ferries of the several counties of this State; to define the duties and powers of the boards of revenue, courts of county commissioners, or other governing bodies of each of the several counties with regard to same; and to fix penalties for the violation of the rules, regulations and laws of the boards of revenue, courts of county commissioners or other like governing bodies of the several counties.

S. 160. To prescribe the qualifications, duties and compensation of coroners in counties of this State of 200,000 inhabitants or more according to the last Federal census or any subsequent Federal census who may be hereafter elected and to provide for a deputy or an assistant coroner and to define and prescribe the powers and duties of such deputy or assistant, and to provide for the employment of a competent physician at any inquest held by such coroner or such deputy or such assistant, and to define and prescribe his duties and to fix his compensation and to provide for the employment of stenographer by such coroners.

S. 168. To amend sections 8 and 10 of an act entitled "An act to regulate the fine and forfeiture fund of Cullman county, and to provide for the registration and payment of claims against said fund," approved September 25th, 1915.

S. 270. To authorize the court of county revenues of Dallas county to issue interest bearing warrants or certificates to holders of claims against Dallas county contracted prior to July, 1918, and ratifying and confirming the action of said court of county revenues in authorizing the issuance of certain interest bearing warrants prior to July 1st, 1918, and validating the warrants issued for certain purposes.

S. 220. To define the jurisdiction of justices of the peace and notaries public who are ex-officio justices of the peace in precinct one in Cullman county, and to provide for the service of process from their courts.

S. 277. To prohibit live stock from running at large after January 1st, 1920, in all counties having a population of not less than thirty thousand nine hundred and not exceeding thirty thousand nine hundred and seventy-five, according to the last or any subsequent Federal census, to provide for its enforcement and fix penalties for its violation.

S. 312. To require the city of Mobile to pay one-half of the annual expenses of the juvenile court of Mobile county and of the detention homes for delinquent juveniles of Mobile county, including the salary of the judge of said court, the salaries of the probation officer, the salaries of the superintendent, matron and other employees necessary for the care of the detention homes for juvenile delinquents of Mobile county and the expense of providing and maintaining of detention homes for juvenile delinquents of Mobile county.

W. F. Miller,
Secretary.

SIGNING OF SENATE BILLS.

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing message from the Senate.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 392. To provide for the payment of witnesses before the grand jury, and State witnesses in all criminal cases, and the fees and commissions of the sheriff and clerks of the circuit court and ex-officio clerk of the county court of Pike county, Alabama, in all criminal cases in which the State fails to convict, out of the general fund of said county.

(With notice and proof thereto attached and herewith exhibited as follows:)

NOTICE.

Notice is hereby given that a bill will be introduced when the Legislature reconvenes providing for the payment of witnesses before the grand

juries, and State witnesses in all criminal cases, and for the payment of the fees and commissions of the sheriffs, and clerks of the circuit court and ex-officio clerks of the county court in and for Pike county, in all criminal cases where the State fails to convict out of the general fund of said county.

J. H. Jinright.

The State of Alabama, }
Pike County.

Before me, J. H. Jinright, clerk of the circuit court in and for said county and State, personally appeared R. F. Powell, proprietor and publisher of the Troy Herald, a weekly newspaper published in Troy, Pike county, Alabama, who being first duly sworn by me, deposes and says that he published in said newspaper the printed notice hereto attached for more than thirty days in each consecutive weekly issue of said paper, before the reconvening of the Legislature of Alabama, on the 8th day of July, 1919.

R. F. Powell.

Sworn to and subscribed before me, this 1st day of July, 1919.

J. H. Jinright,
Clerk of the Circuit Court.

Also:

S. 393. To regulate the fine and forfeiture fund of Pike county, Alabama, and provide for the registration and payment of claims against said fund.

(With notice and proof thereto attached and herewith exhibited as follows:)

NOTICE.

Notice is hereby given that a bill will be introduced when the Legislature reconvenes to regulate the fine and forfeiture fund of Pike county, to provide for the registration and payment of claims against said fund, to provide that all moneys pertaining to said fund be paid in lawful currency of the United States and in nothing else, and making it a misdemeanor for any officer who collects any money belonging to said fund and willfully fails for more than thirty days to turn same over to the county treasurer.

J. H. Jinright.

The State of Alabama, }
Pike County.

Before me, J. H. Jinright, clerk of the circuit court in and for said county and State, personally appeared R. F. Powell, proprietor and publisher of the Troy Herald, a newspaper published in Troy, Alabama, who being by me first duly sworn, deposes and says that he published the printed notice hereto attached in said newspaper for thirty days in each successive weekly edition thereof, before the reconvening of the Legislature of Alabama, on the 8th day of July, 1919.

R. F. Powell.

Sworn to and subscribed before me, this 1st day of July, 1919.

J. H. Jinright,
Clerk of the Circuit Court.

Also:

S. 408. To amend section 13 of an act entitled an act to provide for the better construction, repairing, working, and maintaining of public roads and bridges in Talladega county, Alabama, approved March 15, 1911, and to amend said section 13 of

said act as amended by act of the Legislature approved July 17, 1915, so as to make the same read as follows towit:

With notice and proof thereto attached and herewith exhibited as follows:)

PUBLIC NOTICE.

Notice is hereby given of the intention to apply to the Legislature of Alabama for the passage of an act to amend section 13 of an act entitled, An act to provide for the better construction, repairing, working and maintaining of public roads and bridges in Talladega county, Alabama, approved March 15, 1911, and to amend said section 13 of said act as amended by act of the Legislature approved July 17, 1915, so as to make the same read as follows, to-wit:

Be it enacted by the Legislature of Alabama: That section 13 of an act to provide for the better construction, repairing, working and maintenance of public roads and bridges in Talladega county, Alabama, approved March 15, 1911, and amended by act of the Legislature approved July 17, 1915, be and the same is hereby amended so as to make the same read as follows, to-wit:

Section 13. Be it enacted further, That all male inhabitants of Talladega county between the ages of 18 and 45, and not exempt from road duty under the general laws of the State (except the inhabitants of cities and towns having an actual municipal organization) shall be required to work upon the public roads of said county for six days in each calendar year. Provided, that said 6 days of work may be commuted by the payment to the superintendent or to the judge of probate on or before the first day of March of each year of the sum of \$5.00. Provided, that if at any time any person so liable to perform road duty is summoned or warned to work the public roads, he must then work the number of days for which he is summoned, unless he then pay to said superintendent or to the judge of probate, the sum for which he may then commute said work. Provided, further, that if, in response to being warned or summoned therefor, any person so liable to do road duty shall do any number of days' work, such person may thereafter before being warned, commute the balance or remaining portion of said six day's work by paying the amount above specified less 75 cents per day for the time so worked, up to March 1st, of any one year, and after said March 1st, no person can commute said work. If the above specified sum is not so paid on or before the date hereinbefore fixed, the road hand either in person, or by an able-bodied substitute, shall perform the six days labor. To the end that the road hands shall have the opportunity to pay such commutation money, it shall be the duty of the superintendent to attend at a designated place in each precinct on a day prior to the first day of March in each year, of which time and place he shall give notice in at least two public places in each precinct. No overseer shall be authorized at any time to receive commutation money in lieu of road service.

The State of Alabama, }
Talladega County. }

Personally appeared before me, E. A. Hammett, judge of probate, in and for said county and State, Mark L. Tucker, who being duly sworn according to law, deposes and says that he is the publisher of the Talladega reporter, a newspaper published in Talladega county, Alabama, and that the publication of a certain notice, a true copy of which is hereto attached

was made in said newspaper, once a week for four consecutive weeks in the issues thereof dated as follows, to-wit: January 17, 1919; January 24, 1919; January 31, 1919, and February 7, 1919.

Mark L. Tucker.

Subscribed and sworn to before me this the 26th day of July, 1919.

E. A. Hammett,
Judge of Probate.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:

Local Legislation: S. 392, S. 393.

Public Roads and Highways: S. 408.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 216. To promote the sale of farm loan bonds issued by the Federal land banks organized under the provisions of the farm loan act.

S. 229. To amend section one of an act entitled, "An act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved, and maintained," approved September 10th, 1915.

S. 267. To amend section 1 of an act entitled an act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained, approved September 10, 1915.

S. 387. To legalize and validate bonds issued, and authorized by election to be issued, by cities having a population of less than six thousand inhabitants.

S. 416. To designate a certain public road of Alabama as a State trunk road, and to provide the manner in which said road shall be improved and maintained.

S. 417. To designate a certain public road of Alabama as a State trunk road.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:

Public Roads and Highways: S. 417, S. 416, S. 267, S. 229.

Local Legislation: S. 387.

Revision of Laws: S. 216

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in:

H. J. R. 116. Relative to adjournment of the two houses until Wednesday, August 13th, the hour of re-assembling to be determined by each house.

And returns same herewith to the House.

W. F. Miller,
Secretary.

BILLS ON THIRD READING.

H. 694. To repeal insofar as it relates to Crenshaw county an act entitled "An act to require all fees collected by sections 6655 and 6656 of the Code, in the county court to be paid into the county treasurer; to provide a fund out of which the judge of the county court shall be paid, and to fix the amount of such salaries." Approved Sept. 18, 1915.

Was read a third time at length and passed.

Yeas, 61; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Edwards (Dallas)	Longshore	Russell
Adams	Ellis (Elmore)	Lynne	Salter
Albright	Guy	Matthews (Wilcox)	Simpson
Allen	Hall (Henry)	Mitchell	Smith
Andrews	Hale	Murphree	Sparks
Arnold	Hardaway	McDonald	Stewart
Baker	Harrison	Oakley	Stoddard
Benners	Hawkins	Oliver	Tompkins
Blunt	Holmes (Baldwin)	Orr	Trammell
Bracken	Howle	Parker	Truss
Brindley	Jones (Escambia)	Partridge	Tunstall
Cobbs	Jones (Montgomery)	Peters	Van de Graff
Crump	Lawson	Pittman	Whorton
Deese	Long (Butler)	Preston	Wilson
Dickson	Long (Sumter)	Ross	Woodard
Dodson			

—61

H. 695. To ratify and make legal certain claims and script registered against the fine and forfeiture fund of Crenshaw coun-

ty and to authorize and empower the treasurer of the county to pay the same.

Was read a third time at length and passed.

Yeas, 61; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Edwards (Dallas)	Longshore	Russell
Adams	Ellis (Elmore)	Lynne	Salter
Albright	Guy	Matthews (Wilcox)	Simpson
Allen	Hall (Henry)	Mitchell	Smith
Andrews	Hale	Murphree	Sparks
Arnold	Hardaway	McDonaid	Stewart
Baker	Harrison	Oakley	Stoddard
Benners	Hawkins	Oliver	Tompkins
Blunt	Holmes (Baldwin)	Orr	Trammell
Bracken	Howle	Parker	Truss
Brindley	Jones (Escambia)	Partridge	Tunstall
Cobbs	Jones (Montgomery)	Peters	Van de Graff
Crump	Lawson	Pittman	Whorton
Deese	Long (Butler)	Preston	Wilson
Dickson	Long (Sumter)	Ross	Woodard
Dodson			

—61

H. 597. To require all monies to which the school district of the city of Greenville, Alabama, may be entitled from the public school funds of the State of Alabama, to be paid to the treasurer of the city of Greenville, Alabama; to provide for the manner of apportionment of said funds by the State superintendent of education to said school district of the city of Greenville, Alabama, and for the certifying and paying of said monies for said school district.

Was read a third time at length and passed.

Yeas, 61; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Edwards (Dallas)	Longshore	Russell
Adams	Ellis (Elmore)	Lynne	Salter
Albright	Guy	Matthews (Wilcox)	Simpson
Allen	Hall (Henry)	Mitchell	Smith
Andrews	Hale	Murphree	Sparks
Arnold	Hardaway	McDonald	Stewart
Baker	Harrison	Oakley	Stoddard
Benners	Hawkins	Oliver	Tompkins
Blunt	Holmes (Baldwin)	Orr	Trammell
Bracken	Howle	Parker	Truss
Brindley	Jones (Escambia)	Partridge	Tunstall
Cobbs	Jones (Montgomery)	Peters	Van de Graff
Crump	Lawson	Pittman	Whorton
Deese	Long (Butler)	Preston	Wilson
Dickson	Long (Sumter)	Ross	Woodard
Dodson			

—61

H. 598. To provide for the manner of apportionment and payment to the separate school district of the city of Greenville, Alabama, of its share of school funds out of the monies collected for school purposes in Butler county, Alabama, for 1919 and each succeeding year from taxes levied in said county for school purposes.

Was read a third time at length and passed.

Yeas, 61; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Edwards (Dallas)	Longshore	Russell
Adams	Ellis (Elmore)	Lynne	Salter
Albright	Guy	Matthews (Wilcox)	Simpson
Allen	Hail (Henry)	Mitchell	Smith
Andrews	Hale	Murphree	Sparks
Arnold	Hardaway	McDonald	Stewart
Baker	Harrison	Oakley	Stoddard
Benners	Hawkins	Oliver	Tompkins
Blunt	Holmes (Baldwin)	Orr	Trammell
Bracken	Howle	Parker	Truss
Brindley	Jones (Escambia)	Partridge	Tunstall
Cobbs	Jones (Montgomery)	Peters	Van de Graff
Crump	Lawson	Pittman	Whorton
Deese	Long (Butler)	Preston	Wilson
Dickson	Long (Sumter)	Ross	Woodard
Dodson			

—61

H. 575. To require all the fees collected under and by virtue of sections 6655 and 6656 of the Code of Alabama, in the county court of Shelby county, Ala., to be paid into the county treasury of Shelby county, Ala.; to provide a fund out of which the salary of the judge of the county court of Shelby county, Ala., shall be paid; to fix the amount of such salary, and to provide for the payment of said salary by warrants of said judge drawn on the treasury of said county, and making said warrants a preferred claim against the treasury of said county.

Was read a third time at length and passed.

Yeas, 61; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Brindley	Hall (Henry)	Lawson
Adams	Cobbs	Hale	Lee (Perry)
Albright	Collins	Hardaway	Lewis
Allen	Crump	Hare	Long (Sumter)
Andrews	Deese	Harrison	Lynne
Arnold	Dickson	Hollis	Matthews (Wilcox)
Baker	Dodson	Holmes (Elmore)	Mitchell
Benners	Edwards (Dallas)	Howle	Moorer
Blunt	Ellis (Elmore)	Johnson	McDonald
Bracken	Guy	Jordan	Oakley

Oliver	Ross	Simpson	Tunstall
Orr	Russell	Smith	Van de Graff
Partridge	Salter	Stewart	Whorton
Peters	Seale	Tompkins	Wilson
Pittman	Shaw	Truss	Woodard
Preston			

—61

H. 503. To create and designate an additional trunk road, extending from the town of Heflin in Cleburne county south to Wedowee in Randolph county, and to confer upon said road all of the rights and privileges now extended to trunk roads in this State.

Was read a third time at length and passed.

Yeas, 55; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dodson	Howle	Partridge
Adams	Edwards (Pike)	Ingram	Pittman
Albright	Ellis (Elmore)	Johnson	Preston
Allen	Faulk	Jordan	Ross
Arnold	Gilbert	Lawson	Salter
Austin	Green	Lewis	Seale
Benners	Griffin	Long (Sumter)	Shaw
Blunt	Guy	Lynne	Sparks
Brindley	Hall (Henry)	Mitchell	Stewart
Cobbs	Hale	Murphree	Trammell
Collins	Hare	McLeod	Tunstall
Crump	Harrison	Oakley	Waddell
Deese	Hollis	Oliver	Woodard
Dickson	Holmes (Baldwin)	Orr	

—55

H. 533. To fix the time of holding the county court in Conecuh county, Alabama.

Was read a third time at length and passed.

Yeas, 61; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Adams	Dickson	Jordan	Ross
Albright	Dodson	Lawson	Salter
Allen	Faulk	Lewis	Seale
Andrews	Fletcher	Lynne	Shaw
Arnold	Gilbert	Milford	Simpson
Austin	Green	Mitchell	Smith
Baker	Griffin	Moorer	Sparks
Benners	Guy	McLeod	Tompkins
Blunt	Hale	Oakley	Trammell
Bracken	Hare	Oliver	Truss
Burks	Harrison	Orr	Tunstall
Christian	Hawkins	Parker	Waddell
Cobbs	Hollis	Peters	Whorton
Collins	Howle	Pittman	Wilson
Crump			

—61

H. 696. To fix the pay of grand jurors and petit jurors serving in the circuit court of Crenshaw county. To prescribe the manner of payment and to prescribe the duties of the circuit clerk and county treasurer of Crenshaw county under this act.

Was read a third time at length and passed.

Yeas, 60; Nays, 1.

Yeas:

Messrs:

Mr. Speaker	Dodson	Lawson	Seale
Adams	Faulk	Lewis	Shaw
Allen	Fletcher	Longshore	Simpson
Andrews	Gilbert	Lynne	Smith
Arnold	Green	Mitchell	Sparks
Austin	Griffin	Murphree	Stoddard
Baker	Guy	McLeod	Tompkins
Benners	Hale	Oakley	Truss
Blunt	Hare	Oliver	Tunstall
Bracken	Harrison	Orr	Waddell
Brindley	Hawkins	Parker	Whorton
Burks	Hollis	Partridge	Williams
Collins	Howle	Preston	Wilson
Crump	Ingram	Ross	Woodard
Dansby	Johnson	Salter	
Deese			

—61

Nays:

Mr. Van de Graff—1.

H. 637. To regulate the registration and payment of claims against the fine and forfeiture fund of DeKalb county and to provide compensation therefor.

Was read a third time at length and passed.

Yeas, 61; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dodson	Lawson	Seale
Adams	Faulk	Lewis	Shaw
Albright	Fletcher	Lynne	Sherrod
Allen	Gilbert	Milford	Simpson
Andrews	Green	Moorer	Smith
Arnold	Griffin	McDonald	Sparks
Austin	Guy	McLeod	Stewart
Baker	Hale	Oliver	Tompkins
Benners	Hare	Orr	Trammell
Blunt	Hawkins	Partridge	Truss
Christian	Hollis	Peters	Tunstall
Collins	Howle	Pittman	Waddell
Crump	Ingram	Ross	Whorton
Dansby	Johnson	Russell	Wilson
Deese	Jordan	Salter	Woodard
Dickson			

—61

H. 641. To provide for the establishment, discontinuance, construction, use, working and maintenance of the public roads and bridges of Fayette county, Alabama; to define the duties and powers of the court of county commissioners, or other governing body of Fayette county with regard to the same; to fix penalties for the violations of the rules, regulations and laws of the court of county commissioners or other like governing body of said county; to provide for the better building, maintenance and protection of the public roads and bridges of Fayette county; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect; to provide for the more efficient working, construction and repair of the public roads and bridges in Fayette county, Alabama; to provide for the appointment of road foremen in the several precincts in the county, and to fix their compensation and define their duties and powers and penalties for violations thereof; to provide for a commutation fee in lieu of working the roads; to provide for the levy of a special tax of five per cent of one-fourth of one per centum now allowed by law on all taxable property, to be used exclusively for maintaining and repairing public roads and bridges in Fayette county; to create a separate and special road fund for said county and to prevent obstruction and damage to the public roads and bridges of said county, and to provide penalties for all violations of the road laws.

Was read a third time at length and passed.

Yeas, 60; Nays, 1.

Yeas:

Messrs:

Mr. Speaker	Clayton	Hare	Orr
Adams	Cliett	Harrison	Pittman
Albright	Cobbs	Hawkins	Ross
Allen	Collins	Hollis	Russell
Andrews	Crump	Howle	Seale
Arnold	Deese	Ingram	Shaw
Austin	Dickson	Johnson	Simpson
Baker	Dodson	Lawson	Smith
Benners	Faulk	Lewis	Tompkins
Blunt	Fletcher	Longshore	Trammell
Bracken	Gilbert	Lynne	Truss
Burks	Green	Milford	Tunstall
Burns	Griffin	Moorer	Waddell
Carnley	Guy	McDonald	Whorton
Christian	Hale	Oliver	Wilson

Nays:

Mr. Van de Graff—1.

H. 698. To amend section one of an act approved December 9th, 1896, and entitled "An act to amend the charter of the town

of Eutaw, in Greene county, in the State of Alabama, and all acts amendatory thereto."

Was read a third time at length and passed.

Yeas, 60; Nays, 1.

Yeas:

Messrs:

Mr. Speaker	Clayton	Hawkins	Pittman
Adams	Cliett	Hollis	Ross
Allen	Cobbs	Howle	Seale
Arnold	Collins	Johnson	Shaw
Austin	Crump	Lawson	Sherrod
Baker	Deese	Lewis	Smith
Barganier	Dickson	Longshore	Sparks
Benners	Dodson	Lynne	Stewart
Blunt	Faulk	Moorer	Tompkins
Bracken	Gilbert	McDonald	Truss
Brindley	Green	McLeod	Tunstall
Burks	Griffin	Oliver	Waddell
Burns	Guy	Orr	Whorton
Calvert	Hale	Partridge	Wilson
Carnley	Hare	Peters	Woodard

—60

Nays:

Mr. Van de Graff—1.

S. 299. To authorize the court of county commissioners of Henry county, Alabama, to settle, adjust and refund, or either, the outstanding unpaid indebtedness against said county, by directing all or any portion of the surplus funds thereof on hand, disbursed in payment of all or any portion of the matured part of said indebtedness, and authorize the issuance of interest-bearing warrants of said county for the remainder of any portion thereof of said indebtedness, also authorize such warrants to issue for all or any part of the outstanding unpaid unmatured indebtedness against said county, providing to such warrants the same protection to which said indebtedness is entitled, in order that the income of said county, after defraying current governmental expenses, may be arranged to pay said indebtedness.

Was read a third time at length and passed.

Yeas, 61; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Bracken	Dickson	Hall (Henry)
Adams	Burks	Dodson	Hale
Albright	Clayton	Faulk	Hare
Allen	Cliett	Fletcher	Harrison
Arnold	Cobbs	Gilbert	Hawkins
Austin	Collins	Green	Hollis
Baker	Crump	Griffin	Howle
Blunt	Deese	Guy	Ingram

Johnson	Moorer	Salter	Tompkins
Jordan	McDonald	Seale	Truss
Lawson	McLeod	Shaw	Tunstall
Lewis	Oliver	Sherrod	Waddell
Longshore	Orr	Smith	Whorton
Lynne	Parker	Sparks	Wilson
Milford	Ross	Stoddard	Woodard
Mitchell			

—61

H. 449. To vacate the dedication of all streets, avenues and alleys through, over, on or across the following described property situated in the city of Birmingham, Jefferson county, Alabama, to-wit: That tract of land bounded on the north by avenue "B," or Second avenue, south, on the east by Ninth street and the right of way of the Louisville & Nashville Railroad Company, on the south by the right of way of the Louisville & Nashville Railroad Company and avenue "D," or Fourth avenue south, on the west by Seventh street.

Was read a third time at length and passed.

Yeas, 61; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Howle	Pittman
Albright	Dansby	Johnson	Preston
Allen	Dickson	Jordan	Ross
Andrews	Dodson	Lawson	Salter
Arnold	Dunaway	Lewis	Shaw
Baker	Faulk	Longshore	Simpson
Benners	Fletcher	Lynne	Smith
Blunt	Gilbert	Milford	Stewart
Bracken	Green	Murphree	Tompkins
Brindley	Griffin	McDonald	Truss
Calvert	Guy	Oakley	Tunstall
Carnley	Hare	Oliver	Waddell
Christian	Hare	Orr	Whorton
Cliett	Harrison	Parker	Wilson
Cobbs	Hollis	Peters	Woodard
Collins			

—61

S. 296. To authorize W. J. Lee, E. E. Etheredge, and R. N. Streater, and their successors in office, as trustees of public school district No. 59 in the town of Town Creek, Lawrence county, Alabama, to execute a mortgage and borrow money on the real estate belonging to said trustees and their successors in office, in the town of Town Creek, Lawrence county, Alabama.

Was read a third time at length and passed.

Yeas, 61; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Russell
Adams	Dickson	Johnson	Salter
Albright	Dodson	Jordan	Seale
Allen	Faulk	Lawson	Shaw
Arnold	Fletcher	Lewis	Sherrrod
Baker	Gilbert	Longshore	Simpson
Blunt	Green	Lynne	Smith
Bracken	Griffin	Milford	Stewart
Burks	Guy	Mitchell	Stoddard
Burns	Hale	Moorer	Tompkins
Calvert	Hare	McDonald	Truss
Cliett	Harrison	McLeod	Tunstall
Cobbs	Hawkins	Oliver	Waddell
Collins	Hollis	Orr	Whorton
Crump	Howle	Ross	Wilson
Dansby			

—61

H. 707. To repeal an act entitled: "An act to establish in precinct one in Morgan county, Alabama, an inferior court in lieu of all justices of the peace and notaries public with powers of justices of the peace in said precinct, to be known as the inferior court of Decatur; to define the jurisdiction and powers of said court and the judge thereof." Approved September 2, 1915.

Was read a third time at length and passed.

Yeas, 61; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Howle	Salter
Adams	Dickson	Johnson	Seale
Albright	Dodson	Jordan	Shaw
Allen	Faulk	Lawson	Sherrrod
Arnold	Fletcher	Lewis	Smith
Austin	Gilbert	Lynne	Sparks
Benners	Green	Milford	Stewart
Blunt	Griffin	Mitchell	Tompkins
Bracken	Guy	Moorer	Truss
Burks	Hale	McLeod	Tunstall
Burns	Hardaway	Oakley	Waddell
Calvert	Hare	Orr	Whorton
Carnley	Harrison	Parker	Williams
Cobbs	Hawkins	Peters	Wilson
Collins	Hollis	Pittman	Woodard
Crump			

—61

H. 711. To repeal an act entitled: "An act to establish in precinct 19, in Morgan county, Alabama, an inferior court in lieu of all justices of the peace and notaries public with powers of justices of the peace in said precinct, to be known as the inferior court of New Decatur; to define the jurisdiction and powers of said court and the judge thereof." Approved September 2, 1915.

Was read a third time at length and passed.
Yeas, 61; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Ingram	Russell
Adams	Deese	Johnson	Salter
Albright	Dickson	Jordan	Seale
Allen	Dodson	Lawson	Shaw
Andrews	Faulk	Lewis	Simpson
Arnold	Fletcher	Lynne	Smith
Austin	Gilbert	Milford	Sparks
Baker	Green	Mitchell	Stewart
Benners	Griffin	Moorer	Tompkins
Blunt	Guy	Murphree	Trammell
Bracken	Hale	McDonald	Truss
Burks	Hare	Oakley	Tunstall
Burns	Hawkins	Oliver	Waddell
Calvert	Hollis	Orr	Whorton
Carnley	Howle	Ross	Wilson
Collins			

—61

S. 349. To enlarge and further define the duties and fix the compensation of humane officers in counties of this State having a population of not less than 80,000 nor more than 82,000, according to the Federal census of 1910.

Was read a third time at length and passed.
Yeas, 61; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Johnson	Salter
Albright	Dodson	Jordan	Shaw
Allen	Faulk	Lawson	Simpson
Arnold	Fletcher	Lewis	Smith
Baker	Gilbert	Longshore	Stewart
Benners	Green	Lynne	Stoddard
Blunt	Griffin	Milford	Tompkins
Burks	Guy	Moorer	Trammell
Burns	Hale	McDonald	Truss
Calvert	Hare	McLeod	Tunstall
Carnley	Harrison	Oakley	Waddell
Christopher	Hawkins	Orr	Whorton
Clayton	Hollis	Parker	Williams
Cobbs	Howle	Peters	Wilson
Collins	Ingram	Ross	Woodard
Deese			

—61

H. 703. To prescribe the qualifications, duties and compensations of coroners and their assistants; making it unlawful for any one to remove or disturb the body of a person whose death is due to violence before an inquest by the coroner if he deems it necessary; to make it the duty of the sheriff to execute any, and

all, process directed to him by the coroner in the discharge of his official duties; to authorize coroners to punish contempts, to authorize and empower coroners to perform autopsies upon the bodies of persons who have died by violence when necessary to ascertain the causes of death, to prescribe the pay of witnesses and jurors in proceedings by coroners; to authorize any person to pick up and to secure the bodies of any deceased person found in any of the waters or streams in any of the counties embraced in this act and to further provide for their compensation for so doing; this act shall embrace and shall apply only to counties in this State containing not less than eighty thousand nor more than eighty-one thousand inhabitants; according to the last Federal census, and shall repeal all laws and parts of laws in conflict with this act.

Was read a third time at length and passed.

Yeas, 61; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Johnson	Pittman
Adams	Dickson	Jordan	Preston
Allen	Dodson	Lawson	Reynolds
Andrews	Faulk	Lewis	Ross
Arnold	Fletcher	Lynne	Russell
Austin	Gilbert	Milford	Salter
Baker	Green	Mitchell	Seale
Blunt	Griffin	Moorer	Shaw
Burks	Guy	McDonald	Sparks
Burns	Hale	McLeod	Stewart
Calvert	Hare	Oakley	Tompkins
Carnley	Harrison	Orr	Trammell
Christopher	Hollis	Parker	Waddell
Cliett	Howle	Partridge	Whorton
Cobbs	Ingram	Peters	Wilson
Collins			

—61

H. 709. To abrogate to and abolish the jurisdiction of justices of the peace and notaries public with powers of justices of the peace in Morgan county, Alabama; of all criminal causes, except as committing magistrates in felony cases.

Was taken up. Mr. Brindley moved that the bill be postponed until the thirty-fifth day. Mr. Lynne moved to table the motion of Mr. Brindley, and the motion to table was lost. And the motion of Mr. Brindley prevailed.

H. 714. To prohibit live tock from running at large in all counties in Alabama having a population of not less than twenty-four thousand six hundred and fifty (24,650) nor more than twenty-four thousand seven hundred (24,700) according to the Federal census of 1910; to provide for the enforcement of the pro-

visions of this act; to fix penalties for the violation of the provisions of this act, and to repeal all laws and parts of laws in conflict herewith.

Was read a third time at length and passed.

Yeas, 61; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dunaway	Jordan	Reynolds
Adams	Faulk	Lawson	Ross
Allen	~~Fletcher~~	~~Lewis~~	~~Russell~~
Andrews	Gilbert	Longshore	Salter
Arnold	Green	Lynne	Seale
Austin	Griffin	Milford	Shaw
Benners	Guy	Murphree	Simpson
Blunt	Hale	McLeod	Smith
Brindley	Hardaway	Oakley	Sparks
Burks	Hare	Oliver	Truss
Christian	Hawkins	Orr	Tunstall
Cliett	Hollis	Partridge	Waddell
Crump	Howle	Peters	Whorton
Deese	Ingram	Pittman	Wilson
Dickson	Johnson	Preston	Woodard
Dodson			

—61

S. 297. To ratify and confirm an election held by the qualified voters of the town of Town Creek in Lawrence county, Alabama, on the 15th day of April, 1918, for the purpose of ascertaining whether or not said town would issue bonds in the sum of \$5,000.00 to draw interest at the rate of 5% per annum, and to further authorize the mayor and aldermen of the town of Town Creek, Lawrence county, Alabama, to sell said bonds, and to use the money and proceeds of the sale of said bonds in the erection and equipping of a school house in the town of Town Creek, Lawrence county, Alabama, known as school district No. 59, which school building is to be used for the benefit of the children of the town of Town Creek, Lawrence county, Alabama.

Was read a third time at length and passed.

Yeas, 61; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Benners	Crump	Hardaway
Adams	Blunt	Deese	Hare
Albright	Burks	Dickson	Hawkins
Allen	Burns	Dodson	Hollis
Andrews	Calvert	Gilbert	Howle
Arnold	Carnley	Green	Johnson
Austin	Clayton	Griffin	Jordan
Baker	Cliett	Guy	Lawson
Barganier	Collins	Hale	Lewis

Longshore	Orr	Shaw	Truss
Lynne	Peters	Sherrod	Tunstall
Milford	Reynolds	Smith	Waddell
Moorer	Ross	Sparks	Whorton
Murphree	Salter	Stoddard	Williams
McLeod	Seale	Tompkins	Wilson
Oliver			

—61

H. 636. To repeal an act entitled "An act to provide for the better working of the public roads of Crenshaw county, Alabama, approved March 4, 1903.

Was read a third time at length and passed.

Yeas, 61; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Fletcher	Lawson	Salter
Adams	Gilbert	Lewis	Seale
Allen	Green	Lynne	Shaw
Arnold	Griffin	Milford	Simpson
Austin	Guy	Mitchell	Smith
Benners	Hale	Moorer	Sparks
Blunt	Hardaway	McDonald	Stoddard
Burks	Hare	McLeod	Tompkins
Burns	Harrison	Oakley	Truss
Christopher	Hawkins	Orr	Tunstall
Cliett	Hollis	Parker	Waddell
Collins	Howle	Peters	Whorton
Deese	Ingram	Pittman	Williams
Dickson	Johnson	Preston	Wilson
Dodson	Jordan	Ross	Woodard
Faulk			

—61

S. 24. To provide for the assessment and collection of municipal general and special taxes, without any commission or compensation whatsoever in all cities in the State of Alabama having a population of more than 100,000 according to the last or any subsequent Federal census, and to repeal, etc., sections 36 or 37 of an "Act to provide for and regulate the assessment, levy and collection of municipal taxes of all cities in the State of Alabama having over 100,000 population, according to the last Federal or State census, or according to any succeeding Federal or State census, to define the duties of the State, county or municipal officers in regard thereto, to fix a tax year for such cities, and to make the county tax collector of each county ex-officio the collector of property tax for each of said cities within the county." Approved March 4th, 1911.

Was taken up. Mr. Arnold offered the following amendment to the bill:

Amend by adding at the conclusion of the title the following, to-wit: "And providing that the city shall pay the premium on

the bond of the tax collector to cover the increased premium thereon by reason of the duties placed upon him by the act, approved March 4, 1911."

Amend by adding at the end of the bill the following: "Section 3. Provided, however, that the cities affected shall pay an amount sufficient on the premium of the tax collector's bond to cover the increase in the premium thereon for handling the funds of such cities."

And the amendment was adopted.

Yeas, 61; Nays, 0.

Yeas:

Messrs:

Mr. Speaker

Adams

Albright

Allen

Arnold

Barganier

Blunt

Brindley

Burks

Cobbs

Collins

Crump

Deese

Dickson

Dodson

Faulk

Fletcher

Gilbert

Green

Griffin

Guy

Hale

Hare

Harrison

Hawkins

Hollis

Howle

Ingram

Johnson

Jordan

Lawson

Lewis

Lynne

Milford

Mitchell

Moorer

McDonald

Oakley

Oliver

Orr

Peters

Pittman

Preston

Reynolds

Ross

Russell

Salter

Seale

Shaw

Sherrod

Smith

Sparks

Stewart

Stoddard

Trammell

Truss

Tunstall

Whorton

Williams

Wilson

Woodard

—61

And the bill:

S. 24. To provide for the assessment and collection of municipal general and special taxes, without any commission or compensation whatsoever, in all cities in the State of Alabama having a population of more than 100,000, according to the last or any subsequent Federal census, and to repeal, etc., section 36 or 37 of an "Act to provide for and regulate the assessment, levy and collection of municipal taxes of all cities in the State of Alabama having over 100,000 population; according to the last Federal or State census, or according to any succeeding Federal or State census, to define the duties of the State, county or municipal officers in regard thereto, to fix a tax year for such cities, and to make the county tax collector of each county ex-officio the collector of property tax for each of said cities within the county," approved March 4th, 1911.

As amended, was read a third time at length and passed.

Yeas, 60; Nays, 1.

Yeas:

Messrs:

Mr. Speaker	Dodson	Johnson	Ross
Adams	Dunaway	Jordan	Salter
Allen	Faulk	Lawson	Seale
Austin	Fletcher	Lewis	Shaw
Baker	Gilbert	Longshore	Simpson
Benners	Green	Lynne	Smith
Blunt	Griffin	Milford	Sparks
Bracken	Guy	Moorer	Stewart
Burks	Hale	McDonald	Stoddard
Burns	Hardaway	Oakley	Tompkins
Christian	Hare	Oliver	Truss
Cliett	Harrison	Orr	Tunstall
Collins	Hawkins	Parker	Waddell
Deese	Hollis	Peters	Whorton
Dickson	Howle	Preston	Williams

—60

Nays:

Mr. Arnold—1.

H. 580 (with amendment). To prohibit stock from running at large in subdivisions of a voting precinct, or beat, or in subdivisions of a county less than a voting precinct, or beat; to provide for the removal of gates across public roads used to enclose such free or common range; and to fix penalties for the violation of the provisions of this act.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Agriculture, said amendment being as follows:

Amend caption of H. 580 by inserting the following words after the word "beat" in the third line of caption: "In all counties having a population of as much as twenty thousand two hundred and ten and not more than twenty thousand two hundred and fifty, according to the Federal census of 1910."

Amend section 1 of H. 580 by inserting after the word "beat" in fourth line of said section the following words: "In all counties having a population of as much as twenty thousand two hundred and ten and not more than twenty thousand two hundred and fifty, according to the Federal census of 1910."

And the amendment was adopted."

Yeas, 61; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Bracken	Deese	Griffin
Adams	Burks	Dickson	Guy
Albright	Burns	Dodson	Hale
Allen	Carnley	Faulk	Hare
Arnold	Clayton	Fletcher	Harrison
Baker	Cliett	Gilbert	Hawkins
Blunt	Collins	Green	Hollis

Howle	Murphree	Reynolds	Stewart
Ingram	McLeod	Ross	Tompkins
Johnson	Oakley	Russell	Trammell
Jordan	Oliver	Salter	Truss
Lawson	Orr	Seale	Tunstall
Lewis	Parker	Shaw	Waddell
Lynne	Peters	Simpson	Whorton
Mitchell	Preston	Smith	Wilson
Moorer			

—61

And the bill:

H. 580. To prohibit stock from running at large in subdivisions of a voting precinct, or beat, or in subdivisions of a county less than a voting precinct, or beat; to provide for the removal of gates across public roads used to enclose such free or common range; and to fix penalties for the violation of the provisions of this act.

As amended, was read a third time at length and passed.

Yeas, 61; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Fletcher	Lewis	Shaw
Adams	Gilbert	Longshore	Sherrod
Albright	Green	Lynne	Smith
Allen	Griffin	Mitchell	Sparks
Arnold	Guy	Moorer	Stewart
Benners	Hale	McDonald	Stoddard
Blunt	Hare	McLeod	Trammell
Brindley	Harrison	Oakley	Truss
Carnley	Hawkins	Oliver	Tunstall
Cobbs	Hollis	Orr	Waddell
Collins	Howle	Parker	Whorton
Crump	Ingram	Ross	Williams
Deese	Johnson	Russell	Wilson
Dickson	Jordan	Salter	Woodard
Dodson	Lawson	Seale	
Faulk			

—61

INDEFINITELY POSTPONED.

On motion of Mr. Dunaway, House bills 158 and 205 were indefinitely postponed.

RECOMMITTAL OF BILL.

On motion of Mr. Lynne, the bill:

H. 669. To amend sections 7579 and 7581 of the Code of Alabama, 1907.

Reported at the morning session of today, was recommitted to the Standing Committee on Revision of Laws.

ADJOURNMENT.

On motion of Mr. Lynne, the House adjourned until Wednesday morning, Aug. 13th, at 10 o'clock.

THIRTY-FIFTH DAY.

House of Representatives,
Wednesday, August 13th, 1919.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Rev. Mr. Ingram of the House.

ROLL CALL.

On a call of the roll of the House the following members answered to their names:

Messrs:			
Mr. Speaker	Dickson	Ingram	Peters
Adams	Dodson	Jones (Escambia)	Pittman
Albright	Dunaway	Jones (Marengo)	Preston
Alexander	Edwards (Dallas)	Jones (Montgomery)	Robertson
Allen	Edwards (Pike)	Johnson	Ross
Andrews	Ellis (Bullock)	Jordan	Russell
Arnold	Ellis (Elmore)	Lawson	Salter
Baker	Faulk	Lee (Butler)	Seale
Barganier	Fletcher	Lee (Perry)	Shaw
Benners	Gilbert	Lewis	Sherrrod
Blunt	Graham (Autauga)	Long (Butler)	Simpson
Bracken	Graham (Clarke)	Long (Sumter)	Smith
Brindley	Griffin	Longshore	Sparks
Burks	Guy	Lynne	Stewart
Calvert	Hall (Henry)	Mathews (Clarke)	Stoddard
Carnley	Hall (Marion)	Matthews (Wilcox)	Tompkins
Christian	Hale	Milford	Trammell
Christopher	Hardaway	Moorer	Truss
Clayton	Hare	Murphree	Tunstall
Cliett	Harrison	McDonald	Van de Graff
Cobbs	Hawkins	McLeod	Waddell
Collins	Hollis	Oliver	Whorton
Crump	Holmes (Baldwin)	Orr	Wilson
Dansby	Holmes (Elmore)	Parker	Woodard
Deese	Howle	Partridge	

—100

A quorum was present:

LEAVE OF ABSENCE.

Was granted to Messrs. Williams and Oakley for today and to Mr. Green indefinitely on account of sickness.

JOURNAL.

Mr. Allen, acting chairman of the Revision of the Journal Committee, made the following report:

REPORT OF THE REVISION OF THE JOURNAL COMMITTEE.

Mr. Speaker:

Your Committee on the Revision of the Journal, beg leave to report that we have examined the Journal for the thirty-fourth day and find the same to be correct.

W. G. Allen,
Acting Chairman.

The report of the committee was concurred in and adopted and the Journal for the thirty-fourth day was approved.

Mr. Van de Graff gave notice that on the next legislative day he would move to take the bill H. 673 from the adverse calendar.

RESOLUTIONS.

The following resolutions were introduced:

By Mr. Carnley:

H. J. R. 118. Whereas, certain "big business interests" in Alabama have attacked the governor and are seeking to defeat his pending revenue bill which proposes to make these "interests" pay their just share of the State's revenue and to contribute their just proportion to the education of the children of the State, the better care of the old soldiers, the building of public highways, and the relief of the present financial condition of the State;

And whereas, the representatives and paid lobbyists of these "big business interests" have seen fit to make representations to the House and Senate of their utter inability, to pay the income, excess profits, and license taxes on coal and iron, and have challenged Governor Kilby to "prove or retract" certain alleged statements as to profits on coal;

And whereas, coal is now retailing in Alabama at upwards of nine (\$9.00) dollars per ton, notwithstanding these coal barons are claiming they do not make more than fifteen (15) to twenty (20) cents profit on the ton of coal, mined in the State, but these claims are not supported by legal proof;

And whereas, it is desirable to have the true facts brought to light and made known to the Legislature and the people of the State;

Now, therefore, be it resolved by the House of Representatives, the Senate concurring, that a legislative investigating committee, consisting of three members of the Senate, appointed by the presiding officer of the Senate, be authorized, empowered and directed to make a full investigation of all the facts regarding the operations of the coal and iron business in the State, and to

summon before them any and all such persons, and to inspect any and all records, books, and accounts, as they may deem proper, taking legal proof as to the facts, and to submit a true report of their findings to both houses of the Legislature, that the Legislature may know the profits made and realized by these operators, and then enact such measures as the true facts in the case demand.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Dickson:

H. J. R. 119. Be it resolved by the House, the Senate concurring, that when the two houses adjourn today, that it be to meet Friday, Aug. 15th, at 10 o'clock A. M.

The rules were suspended and the resolution was adopted.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

Mr. Speaker:

Your Committee on Engrossed Bills begs leave to report that it has examined the following House bills:

H. 449. To vacate the dedication of all streets, avenues and alleys through, over, on or across the following described property situated in the city of Birmingham, Jefferson county, Alabama, to-wit: That tract of land bounded on the north by Avenue "B," or Second avenue, south; on the east by Ninth street and the right-of-way of the Louisville & Nashville Railroad Company; on the south by the right-of-way of the Louisville & Nashville Railroad Company and Avenue "D" or Fourth avenue, south, on the west by seventh street.

Also:

H. 503. To create and designate an additional trunk road, extending from the town of Heflin in Cleburne county south to Wedowee in Randolph county, and to confer upon said road all of the rights and privileges now extended to trunk roads in this State.

Also:

H. 533. To fix the time of holding the county court in Conecuh county, Alabama.

Also:

H. 575. To require all the fees collected under and by virtue of sections 6655 and 6656 of the Code of Alabama, in the county court of Shelby county, Alabama, to be paid into the county treasury of Shelby county, Alabama; to provide a fund out of which the salary of the judge of the county court of Shelby county, Alabama, shall be paid; to fix the amount of such salary, and to provide for the payment of said salary by warrants of said

judge drawn on the treasury of said county, and making said warrants a preferred claim against the treasury of said county.

Also:

H. 597. To require all monies to which the school district of the city of Greenville, Alabama, may be entitled from the public school funds of the State of Alabama, to be paid to the treasurer of the city of Greenville, Alabama; to provide for the manner of apportionment of said funds by the State superintendent of education to said school district of the city of Greenville, Alabama, and for the certifying and paying of said monies for said school district:

Also:

H. 598. To provide for the manner of apportionment and payment to the separate school district of the city of Greenville, Alabama, of its share of school funds out of the monies collected for school purposes in Butler county, Alabama, for 1919 and each succeeding year from taxes levied in said county for school purposes.

Also:

H. 636. To repeal an act entitled "An act to provide for the better working of the public roads of Crenshaw county, Alabama, approved March 4, 1903.

Also:

H. 637. To regulate the registration and payment of claims against the fine and forfeiture fund of DeKalb county and to provide compensation therefor.

Also:

H. 641. To provide for the establishment, discontinuance, construction, use, working and maintenance of the public roads and bridges of Fayette county, Alabama; to define the duties and powers of the court of county commissioners, or other governing body of Fayette county with regard to the same; to fix penalties for the violations of the rules, regulations and laws of the court of county commissioners or other like governing body of said county; to provide for the better building, maintenance and protection of the public roads and bridges of Fayette county; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect; to provide for the more efficient working, construction and repair of the public roads and bridges in Fayette county, Alabama; to provide for the appointment of road foremen in the several precincts in the county, and to fix their compensation and define their duties and powers and penalties for violations thereof; to provide for a commutation fee in lieu of working the roads; to provide for the levy of a special tax of five per cent of one-fourth of one per centum now allowed

by law on all taxable property, to be used exclusively for maintaining and repairing public roads and bridges in Fayette county; to create a separate and special road fund for said county and to prevent obstruction and damage to the public roads and bridges of said county, and to provide penalties for all violations of the road laws.

Also:

H. 694. To repeal insofar as it relates to Crenshaw county an act entitled "An act to require all fees collected by sections 6655 and 6656 of the Code, in the county court to be paid into the county treasurer; to provide a fund out of which the judge of the county court shall be paid, and to fix the amount of such salaries." Approved Sept. 18, 1915.

Also:

H. 698. To amend section one of an act approved December 9th, 1896, entitled "An act to amend the charter of the town of Eutaw, in Greene county, in the State of Alabama, and all acts amendatory thereto."

Also:

H. 696. To fix the pay of grand jurors and petit jurors serving in the circuit court of Crenshaw county. To prescribe the manner of payment and to prescribe the duties of the circuit clerk and county treasurer of Crenshaw county under this act.

Also:

H. 695. To ratify and make legal certain claims and script registered against the fine and forfeiture fund of Crenshaw county and to authorize and empower the treasurer of the county to pay the same.

Also:

H. 703. To prescribe the qualifications, duties and compensations of coroners and their assistants; making it unlawful for any one to remove or disturb the body of a person whose death is due to violence before an inquest by the coroner if he deems it necessary; to make it the duty of the sheriff to execute any, and all, process, directed to him by the coroner in the discharge of his official duties; to authorize coroners to punish contempts, to authorize and empower coroners to perform autopsies upon the bodies of persons who have died by violence when necessary to ascertain the causes of death, to prescribe the pay of witnesses and jurors in proceedings by coroners; to authorize any person to pick up and to secure the bodies of any deceased person found in any of the waters or streams in any of the counties embraced in this act and to further provide for their compensation for so doing; this act shall embrace and shall apply only to counties in this State containing not less than eighty thousand nor more

than eighty-one thousand inhabitants; according to the last Federal census, and shall repeal all laws and parts of laws in conflict with this act.

Also:

H. 707. To repeal an act entitled: "An act to establish in precinct one in Morgan county, Alabama, an inferior court in lieu of all justices of the peace and notaries public with powers of justices of the peace in said precinct, to be known as the inferior court of Decatur; to define the jurisdiction and powers of said court and the judge thereof." Approved September 2, 1915.

Also:

H. 711. To repeal an act entitled: "An act to establish in precinct 19, in Morgan county, Alabama, an inferior court in lieu of all justices of the peace and notaries public with powers of justices of the peace in said precinct, to be known as the inferior court of New Decatur; to define the jurisdiction and powers of said court and the judge thereof." Approved September 2, 1915.

Also:

H. 714. To prohibit live stock from running at large in all counties in Alabama having a population of not less than twenty-four thousand six hundred and fifty (24,650) nor more than twenty-four thousand seven hundred (24,700) according to the Federal census of 1910; to provide for the enforcement of the provisions of this act; to fix penalties for the violation of the provisions of this act, and to repeal all laws and parts of laws in conflict herewith.

Also:

H. 580. To prohibit stock from running at large in subdivisions of a voting precinct or beat, or in subdivisions of a county less than a voting precinct or beat in all counties having a population of as many as twenty thousand two hundred and ten and not more than twenty thousand two hundred and fifty according to the Federal census of 1910; to provide for the removal of gates across public roads used to enclose such free or common range; and to fix penalties for violation of the provisions of this act.

And find same correct.

W. H. Stoddard,
Chairman.

The report of the committee was concurred in and adopted.

BILLS REPORTED FAVORABLY.

Mr. Dansby, chairman of the Standing Committee on Privileges and Elections, reported that said committee, in session, had

acted on the following bill and ordered the same returned to the House with a favorable report:

H. 552. To regulate the nomination in party primaries of candidates for office where there is an office to be filled to which more than one candidate is to be nominated, or where there is more than one office to be filled called by the same name.

Mr. Lynne, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 802. To make the clerk of the circuit court of Autauga county, Alabama, ex-officio clerk of the county court of said county, and to fix compensation therefor.

H. 793. To authorize the city of Fairfield, in Jefferson county, Alabama, to levy taxes on all real and personal property, and franchises in said city, for the year beginning January 1, 1919, and ending December 31, 1919, and for each year thereafter; to provide the rate of said taxation; and to fix the value of property for taxation in said city; to provide when said taxes shall fall due and how same shall be collected and to fix the date of each tax year.

H. 805. To better provide for the payment of State witnesses in the county of Conecuh.

H. 730. To require the members of the commissioners court of Crenshaw county, Alabama, to execute bond for the faithful performance of their official duties.

S. 275. To provide that the clerk of the circuit court of Hale county, Alabama, shall be ex-officio clerk of the county court of said county, and to prescribe his duties as such, and to fix his compensation.

H. 803. To regulate and provide for the payment of claims against the fine and forfeiture fund of Autauga county, Alabama.

H. 761. To provide for the more efficient construction and maintenance of the public roads and bridges of Crenshaw county; to provide for the election of a county engineer, to fix his salary and term of office and to prescribe his duties; to prescribe the duties of the commissioners court under this act; to provide revenue for the roads and bridges of the county; to levy a commutation fee of five dollars in lieu of road work; to levy a vehicle license tax for road purposes; to prescribe the duties of the tax assessor, tax collector, probate judge and sheriff under this act and to fix their compensation; to provide for the assessment and collection of the taxes under this act; to provide for the punishment of persons violating the provisions of this act; to provide

for the disposition of fines and forfeitures collected under this act and for the hire of county convicts under this act and to provide such other duties as may be necessary for the better and more efficient construction and maintenance of the public roads and bridges of the county.

H. 783. To repeal an act to require the commissioners' court of Morgan county, to work all the county convicts of said county on the public roads of said county passed by the Legislature of Alabama at the session of 1911 and approved on March 11th, 1911.

H. 769. To authorize the court of county commissioners of Bibb county, Alabama, to issue interest bearing warrants to officers and employees of aid county in settlement of claims against the county for services when the county is unable to pay for such services when such claims accrue.

H. 768. To provide for the payment of all State witnesses in attendance before the grand jury of Autauga county, or in attendance as witnesses for the State in the circuit court or county court of said county, and to designate claims against the fine and forfeiture funds of said county, and to authorize the board of revenue of said county to transfer all surplus funds that may accumulate in the fine and forfeiture funds, to the general funds of said county.

H. 770. To divide Conecuh county, Alabama, into four commissioners districts; to provide for the election of county commissioners for said county from each of such districts by the qualified electors of said districts; to provide elections at which the county commissioners for said county shall be elected and to provide for and fix their term of office.

H. 771. To create for the county of Conecuh and State of Alabama the office of county solicitor and to provide for his election by the qualified electors of said county; to prescribe his qualifications and duties, and to fix his compensation as such officer and how the same shall be paid; and to provide for the length of time which he shall hold office.

H. 773. To authorize the court of county commissioners of the county of Conecuh in the State of Alabama to appropriate out of the funds of the treasury of said county, an amount not exceeding one hundred dollars per annum, sufficient to pay the premium for making and insuring the bond of the tax collector of said county where such bond is made and insured by a duly qualified guarantee company.

H. 772. To require the commissioners court of Conecuh county, Alabama, to publish the minutes of its proceedings at each regular, special and adjourned term in a newspaper printed and

published in said county; to require such court to designate the newspaper in which such publication shall be made, to provide for the furnishing of copy to the publisher of such newspaper for publication, and to provide compensation out of the county treasury of said county for furnishing such copy for publication and for publishing same.

H. 775. To repeal an act entitled "An act to provide for the payment of witnesses before the grand juries and State witnesses in all criminal cases, and of the sheriff of the county of Crenshaw and clerks of the circuit court and county court in and for said county in criminal cases, where the State fails to convict, out of the general funds of Crenshaw county. Local Acts 1915, page 361, approved September 10th, 1915."

H. 776. To limit the number of days for which members of the court of county commissioners of Crenshaw county may be paid for services as members of said court, for mileage in going to and from said court, for their services rendered in the discharge of their duties in letting out, inspecting and accepting, building or repairing of any county bridges of county buildings or works, and mileage necessarily traveled by them in so doing, during any one year, or part of a year; to say when this act shall go into effect; and to repeal all laws and parts of laws in conflict with the provisions of this act insofar as Crenshaw county is concerned.

H. 777. To provide for the more efficient construction and maintenance of the public roads and bridges of Crenshaw county, Alabama; to provide for raising revenue for the same; to levy a vehicle license tax on automobiles, motor trucks and all motor vehicles owned and operated by citizens of Crenshaw county, Alabama; to prescribe the duties of the tax assessor and tax collector of said county under this act; to provide penalties and punishment for the violation of this act, and to repeal conflicting laws.

H. 780. To provide for and regulate priorities of right and the order of payment of claims legally chargeable against and payable out of the fine and forfeiture fund of Dale county at present in and hereafter accruing or coming into said fund.

Mr. Jones of Escambia, chairman of the Standing Committee on Public Printing, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report:

H. 584. To provide that all printing, blank books and stationery, for or on account of the State of Alabama, or for or on account of any county or municipality thereof shall be furnished by

a person, firm or corporation within this State, and that all printing and blank books so furnished shall be actually done or manufactured within this State, except printing, blank books and stationery for which valid outstanding contracts at the time of the approval of this act.

Mr. McLeod, chairman of the Standing Committee on Public Health, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report with substitute:

H. 128 (with substitute). To amend chapter 280 of the Code of Alabama, of 1907, relating to hotels and innkeepers; and to include therein regulation of cafes, restaurants and eating places.

Mr. Cobbs, chairman of the Standing Committee on Labor and Immigration, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report:

S. 332. To amend an act entitled "An act to regulate the employment of minor children within the State of Alabama; to prohibit the employment of minors under certain conditions; to provide for the inspection, and regulation of establishments, occupations, places and premises where minors are employed; to entrust the enforcement of the provisions of this act to the State prison inspector; to punish violations of this act," and approved February 24, 1915.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report:

S. 216. To promote the sale of farm loan bonds issued by the Federal land banks organized under the provisions of the farm loan act.

Mr. Dansby, chairman of the Standing Committee on Privileges and Elections, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report:

By Mr. Long of Butler:

H. 689. To punish any office holder in this State who fails or refuses, knowingly and willingly to carry out any pre-election promise or pledge made to the voters, punishment to be the same as that of any other person who knowingly and willfully gets goods, chattels or money under false pretenses.

Mr. Lynne, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report:

S. 315. To fix and provide for the payment out of the county treasury the salary of the deputy solicitor for Cullman county, Alabama, and to repeal all laws and parts of laws in conflict herewith.

S. 367. To provide for the payment and retirement of claims against the fine and forfeiture fund of Cullman county, Alabama.

S. 393. To regulate the fine and forfeiture fund of Pike county, Alabama, and provide for the registration and payment of claims against said fund.

S. 356. To make the clerk of the circuit court of Cullman county, Alabama, ex-officio clerk of the county court of said county and to define his duties and to provide for his fees and compensation.

S. 324. To repeal section seven of an act, Acts 1892-93, to regulate the fine and forfeiture fund of Wilcox county, and the payment of claims against said fund, and to provide funds for the payment of said claims.

S. 392. To provide for the payment of witnesses before the grand juries, and State's witnesses in all criminal cases, and the fees and commissions of the sheriff and clerks of the circuit court and ex-officio clerk of the county court of Pike county, Alabama, in all criminal cases in which the State fails to convict, out of the general fund of said county.

The above and foregoing bills were severally read a second time and placed upon the calendar.

INTRODUCTION OF BILLS.

On a call of counties bills were introduced, severally read one time and referred to appropriate standing committees as follows:

By Mr. Holmes of Baldwin:

H. 808. To make an appropriation for the purchase of grounds and buildings and the erection of buildings, the proper equipment of the buildings of the State Normal School of Daphne, Alabama.

Ways, Means and Appropriations.

By Mr. Holmes of Baldwin:

H. 809. To make an appropriation for the erection of a dormitory for the State Normal School at Daphne, Alabama, and prescribing the conditions therefor.

Ways, Means and Appropriations.

By Mr. Sparks:

H. 810. To provide for and regulate the trial of all persons who may be indicted for murder in either degree, after such persons have been tried and found guilty of a lesser crime than that specifically charged in the indictment and have appealed their cases to the supreme court of Alabama, or to the court of appeals, of Alabama, and said cases have been reversed and remanded in said appellate court for errors committed on the trial of such persons.

Revision of Laws.

By Mr. Trammell:

H. 811. To designate the register in chancery of all counties having a population of not less than 36,000 and not more than 37,000, as acting treasury of their respective county, where the commissioners court, county board of revenue or like governing body, fails, neglects or refuses to designate any bank in said county as a respository of county funds as now provided by law; to fix the salary to be paid such register in chancery for his services as acting county treasurer and to provide for the payment of the same.

Revision of Laws.

By Mr. Mathews of Clarke:

H. 812. To repeal an act, to establish a court of appeals for the State of Alabama, and to provide for the transfer of certain causes now pending in the supreme court to said court of appeals, approved March 9, 1911, to provide for the transfer from the said court of appeals to the supreme court all unfinished business on the dockets of the said court, and to provide for the disposition of its records.

Judicairy.

By Mr. Ingram:

H. 813. To amend section 7000 of the Code of Alabama, 1907.

Revision of Laws.

By Mr. Ingram:

H. 814. To authorize the creation of a State board of arbitration and local boards of arbitration, to define the powers and authority of such boards, to prescribe their duties, to fix their compensation, and to provide for the arbitration of grievances and controversies that may arise between employers and employees in this State.

Judiciary.

By Mr. Carnley:

H. 815. To provide clerical assistance for tax assessors in all counties in Alabama having a population of not exceeding 30,000

according to the Federal census of 1910, and to provide compensation for such clerical assistance.

Ways, Means and Appropriations.

By Mr. Deese:

H. 816. To provide for the consolidation of schools in counties of this State having not less than 21,600 nor more than 22,000 population according to the Federal census of 1910.

Eudcation.

By Mr. Deese:

H. 817. To amend an act entitled "An act to fix the time of holding the circuit court in the third judicial circuit of the State of Alabama" approvde April 7th, 1911.

Judiciary.

By Mr. Deese:

H. 818. To provide for the subdivision of counties into school attendance districts, and to provide for the attendance officers under the compulsory education law in counties of this State having a population of not less than 21,600 nor more than 22,000 according to the Federal census of 1910.

Education.

By Mr. Deese:

H. 819. For the relief of A. P. White, Sr., ex-sheriff of Dale county, Alabama, for the paying the expense of a guard to the State of Florida for bringing back one Marvin Gissendannah, charged with assault with intent to murder in the circuit court of Dale county, Alabama, for which he was convicted and sent to the penitentiary for 15 years.

Ways, Means and Appropriations.

By Mr. Ellis of Elmore (with notice and proof):

H. 820. For the relief of R. H. Hudson of Robinson Springs, Alabama, and to appropriate and pay to him the sum of \$110.65.

Ways, Means and Appropriations.

Notice and Proof H. 820:

NOTICE.

Notice is hereby given that a bill will be introduced in the Legislature of Alabama at its present session which will reconvene in July, 1919, to appropriate \$110.65 and order the same paid to me for services rendered to the State of Alabama as a preacher at the convict camp at Speigners, Ala., and traveling expenses.

R. H. Hudson.

The State of Alabama, }
Elmore County. }

I, Frances Golson, editor of the Weekly Herald, a newspaper published in Wetumpka, county and State aforesaid, do hereby certify that the hereunto attached notice was published in said Weekly Herald for four (4) consecutive weeks, May 29, June 5, 12 and 19, 1919.

Frances Golson.

Sworn to and subscribed before me this the 1st day of August, 1919.

L. C. Smith,
Judge of Probate.

By Mr. Dunaway:

H. 821. To validate payments heretofore made by county authorities for cattle tick eradication and all debts contracted and warrants issued heretofore for vats and other expenses of tick eradication.

Agriculture.

By Mr. Smith (with notice and proof):

H. 822. That the county treasurer or custodian of funds be ~~authorized and directed to transfer all monies to the credit of the special jail fund to the credit of the general fund.~~

Local Legislation.

Notice and Proof H. 822:

NOTICE.

Notice is hereby given that the following local bill will be introduced in the Legislature of Alabama, 1919, at the adjourned session.

A. P. Smith, Representative.

July 15, 1919.

A BILL

To be entitled an act.

Section 1. Be it enacted by the Legislature of Alabama, That the county treasurer or the custodian of the funds of Greene county, Alabama, be and he is hereby authorized and directed to transfer all monies to the credit of the special jail fund of said county to the credit of the general fund of said county.

Section 2. That this act shall become effective immediately after its approval.

The State of Alabama, }
Greene County. }

Before the undersigned authority, this day personally appeared Jas. S. Coleman, who being first duly sworn, deposes and says: that he is the editor and owner of the Greene County Democrat, a weekly newspaper published in said Greene county, Alabama, and that the foregoing bill has been published for four consecutive weeks in said Greene County Democrat, appearing as follows: July 18th, July 25th, August 1st and August 8th, 1919.

Jas. S. Coleman,
Editor Greene Co. Democrat.

Sworn to and subscribed before me, this the 8th day of August, 1919.
(Seal)

Wm. Hawkins,
Notary Public in and for Greene County, Alabama.

By Mr. Tompkins:

H. 823. To amend section 1260 of the Code of Alabama for 1907.

Revision of Laws.

By Mr. Whorton:

H. 824. To require the highway commission or highway department, to locate, construct and maintain the State highways in Alabama so as to connect the several county seats and in the border counties to connect county seats of the several border counties at or about the State line with an improved road in the border states, and to require an equitable division of time, money and labor, in the prosecution of such work, said roads to be constructed and maintained without expense to the several counties.

Public Roads and Highways.

By Mr. Dickson:

H. 825. To protect the sugar cane syrup and sorghum cane syrup industry in the State of Alabama.

Agriculture.

By Mr. Dickson:

H. 826. To define trusts and combines; to declare contracts of trusts and combines void; to provide for penalties and forfeitures; to prohibit purchase of competing corporation; to prohibit the engaging in business not authorized by this act; actions for damages and penalties against parties to a trust and combine, to define jurisdiction of suits against trusts and combines; witnesses not to be excused from testifying against trusts and combines; witness testifying not liable to indictment or prosecution; to compel the production of books, records, and etc., in court; exempting certain parties to a trust and combine from prosecution, penalties and forfeitures; penalty for failure or refusal to comply with order of subpoenas duces tecum; to prescribe the rights and powers of the attorney general to make contracts with attorneys for collection of penalties, forfeitures and etc., to provide if any section or division declared void and unconstitutional, same not to affect other sections and provisions of this act, and to repeal all laws in conflict with this act.

Judiciary.

By Mr. Hawkins (with notice and proof):

H. 827. To vacate the dedication of all streets, avenues, and alleys, public highways and public passage ways, into, through, over, on, or across the following described property situated in the city of Birmingham, and State of Alabama: Beginning at the southeast (SE) corner of Thirty-second (32nd) street and First (1st) avenue, north; thence running southwardly along said street four hundred and fifteen (415) feet to the common railroad right of way, that is, a line running parallel with and eighty-five (85) feet northward of the center of the Alabama Great Southern Railroad; thence eastward along said right of way about thirty-four hundred (3,400) feet to the limits of the

property formerly belonging to the Elyton Land Company, that is, the east side of section thirty (30), township seventeen (17) range two (2) west; thence north along the said section line about three hundred feet more or less to a point one hundred and eighty-eight (188) feet south of the center of the east side of said section thirty (30); thence west three hundred and eighty (380) feet to the south side of said First (1st) avenue; thence westward along the said avenue about thirty-two hundred and fifteen (3,215) feet to the point of beginning; and also a right of way which lies east of Thirty-second (32nd) street, and which is more particularly described as follows. to-wit, a strip of land twenty-five hundred and ten (2,510) feet in length and eleven (11) feet in width, off of what here heretofore been known and designated as the common railroad right of way, said strip of land lying immediately along side and south of the Mary Pratt property, hereinabove described, and off of the north side of said common railroad right of way hereinabove mentioned, and more particularly described as follows: Beginning at the southwest (SW) corner of the Mary Pratt property hereinabove described at a point on Thirty-second (32nd) street four hundred and fifteen (415) feet in a southerly direction from the junction of First (1st) avenue and Thirty-second (32nd) street; thence running in an easterly direction twenty-five hundred and ten (2,510) feet; thence at a right angle in a southerly direction eleven feet; thence in a westerly direction twenty-five hundred and ten (2,510) feet; thence in a northerly direction eleven (11) feet to the point of beginning.

Local Legislation.

Notice and Proof H. 827:

NOTICE.

Notice is hereby given that at the present session of the Legislature of the State of Alabama, application will be made for the enactment of the following bill:

An act to vacate the dedication of all streets, avenues and alleys, public highways and public passage ways, into, through, over, on or across the following described property, situated in the city of Birmingham and State of Alabama:

Beginning at the southeast (SE) corner of Thirty-second (32nd) street and First (1st) avenue, north;

Thence running southwardly along the said street four hundred and fifteen (415) feet to the common railroad right of way, that is, a line running parallel with and eighty-five (85) feet northward of the center of the Alabama Great Southern railroad;

Thence eastward along said right of way about thirty-four hundred (3400) feet to the limits of the property formerly belonging to the Elyton Land company, that is, the east side of section thirty (30), township seventeen (17), range two (2) west;

Thence north along the said section line about three hundred (300) feet, more or less, to a point one hundred and eighty-eight (188) feet south of the center of the said east side of said section thirty (30);

Thence west three hundred and eighty (380) feet to the south side of said First (1st) avenue;

Thence westward along the said avenue about thirty-two hundred and fifteen (3215) feet to the point of beginning;

And also a right of way which lies east of Thirty-second (32nd) street, and which is more particularly described as follows, to-wit: A strip of land twenty-five hundred and ten (2510) feet in length and eleven (11) feet in width, off of what has heretofore been known and designated as the common railroad right of way, said strip of land lying immediately alongside and south of the Mary Pratt property, hereinabove described, and off of the north side of said common railroad right of way hereinabove mentioned, and more particularly described as follows:

Beginning at the southwest (SW) corner of the Mary Pratt property hereinabove described at a point on Thirty-second street (32nd) street four hundred and fifteen (415) feet in a southerly direction from the junction of First (1st) avenue and Thirty-second (32nd) street;

Thence running in an easterly direction twenty-five hundred and ten (2510) feet;

Thence at a right angle in a southerly direction eleven (11) feet.

Thence in a westerly direction twenty-five hundred and ten (2510) feet.

Thence in a northerly direction eleven (11) feet to the point of beginning.

Be it enacted by the Legislature of Alabama. Section 1. That the dedication of all streets, avenues, alleys, public highways and public passage ways, into or through the following described land situated in the city of Birmingham be and the same are hereby annulled, and that all the streets, avenues, alleys, public highways and public passage ways, through the property hereinafter described shall forever cease to be public highways, and that all right of the public as a result of any dedication of streets, avenues, alleys, public highways and public passage ways, into or through said property, be and the same are hereby relinquished and abandoned. Said property is described as follows:

Beginning at the southeast (SE) corner of Thirty-second street (32nd) street and First (1st) avenue, north;

Thence running southwardly along the said street four hundred and fifteen (415) feet to the common railroad right of way, that is, a line running parallel with and eighty-five (85) feet northward of the center of the Alabama Great Southern railroad;

Thence eastward along said right of way about thirty-four hundred (3400) feet to the limits of the property formerly belonging to the Elyton Land company, that is, the east side of section thirty (30), township seventeen (17), range two (2) west;

Thence north along the said section line about three hundred (300) feet, more or less, to a point one hundred and eighty-eight (188) feet south of the center of the said east side of said section thirty (30);

Thence west three hundred and eighty (380) feet to the south side of said First (1st) avenue;

Thence westward along the said avenue about thirty-two hundred and fifteen (3215) feet to the point of beginning;

And also a right of way which lies east of Thirty-second (32nd) street, and which is more particularly described as follows, to-wit: A strip of land twenty-five hundred and ten (2510) feet in length and eleven (11) feet in width, off of what has heretofore been known and designated as the common

railroad right of way, said strip of land lying immediately alongside and south of the Mary Pratt property, hereinabove described, and off of the north side of said common railroad right of way hereinabove mentioned, and more particularly described as follows:

Beginning at the southwest (SW) corner of the Mary Pratt property hereinabove described at a point on Thirty-second (32nd) street four hundred and fifteen (415) feet in a southerly direction from the junction of First (1st) avenue and Thirty-second (32nd) street;

Thence running in an easterly direction twenty-five hundred and ten (2510) feet;

Thence at a right angle in a southerly direction eleven (11) feet;

Thence in a westerly direction twenty-five hundred and ten (2510) feet;

Thence in a northerly direction eleven (11) feet to the point of beginning.

Section 2. There has been doubt and uncertainty as to what, if any, streets, avenues, alleys, public highways and public passage ways, have heretofore in any way been dedicated into or through that tract of land, set out in section 1 of this act, and it is the purpose and intention of all this bill to enact and it is hereby enacted that all streets, avenues, alleys, public highways and public passage ways which have heretofore in any manner been dedicated into or through said property, shall forever cease to be public highways, and that all rights of the public into or through said property as the result of any dedication of streets, avenues, alleys, public highways or public passage ways, be and the same are hereby relinquished and abandoned.

State of Alabama, }
Jefferson County. }

Personally appeared before me Susan E. Wright, a notary public in said county in said State, R. A. Mullins, who being duly sworn on oath deposes and says that he is the business manager of the Birmingham Age-Herald, a newspaper published in the city of Birmingham, county of Jefferson and State of Alabama, and as such has authority to make this affidavit; that attached to this affidavit is a copy of an advertisement with reference to a bill to be introduced in the Legislature of Alabama to vacate certain streets, avenues, alleys, public highways, and public passage ways, into, through, over, on or across certain property situated in the city of Birmingham, Alabama; that said copy as attached to this affidavit is an exact duplicate of an advertisement which appeared in the said Birmingham Age-Herald once a week for four consecutive weeks, that the dates on which the said advertisement appeared in the said Birmingham Age-Herald were, to-wit: July 20th, July 27th, August 3rd, and August 10th, all in the year 1919.

R. A. Mullins.

Sworn to and subscribed before me this the 11th day of August, 1919.
(Seal)

Susan E. Wright,
Notary Public.

By Mr. Hawkins:

H. 828. To abolish dower and courtesy and to authorize and empower married persons to convey real property without the husband or wife joining, except in the case of homestead and to provide a method of asserting the right of homestead, and to provide that unless a homestead is claimed or asserted as hereby provided that such claims shall not be operative as to a purchaser

for value without notice and to provide for an estate or portion of the husbands or wives lands to the survivor at death.

Judiciary.

By Mr. Hawkins:

H. 829. To bar the foreclosure of mortgages ten years after the date of the last maturity date thereof unless renewed of record.

Revision of Laws.

By Mr. Hawkins:

H. 830. To amend section 3811 of the Code of Alabama, 1907.

Revision of Laws.

By Mr. Christopher:

H. 831. To prohibit the obtaining of money, property, or thing of value, or the making, uttering or delivery of any check, draft, or order in payment of any obligation, with intent to defraud; to fix the punishment for the violation thereof, and to prescribe a rule of evidence in prosecutions thereunder.

Revision of Laws.

By Mr. Allen (with notice and proof):

H. 832. To authorize and direct the sheriff of Marengo county to employ a janitor to keep the court house and grounds of said county in a cleanly and sanitary condition; and to authorize and direct the county depository of county funds, or other authority disbursing the funds of said county to pay the monthly salary of said janitor on warrants issued therefor by the probate judge of said county.

Local Legislation.

Notice and Proof H. 832:

NOTICE.

Notice is hereby given that the following bill will be introduced at the present session of the Alabama Legislature:

An act to authorize and direct the sheriff of Marengo county to employ a janitor to keep the courthouse and grounds of said county in a clean and sanitary condition and to authorize and direct the county depository of county funds or other authority disbursing the funds of said county to pay the monthly salary of said janitor on warrants issued therefor by the probate judge of said county.

Be it enacted by the Legislature of Alabama: That the sheriff of Marengo county be and he is hereby authorized and directed to employ a janitor for the courthouse of said county, whose duty shall be to keep the said courthouse and grounds surrounding the same in a cleanly and sanitary condition.

Be it further enacted, that the county depository of county funds of said county or other authority disbursing the funds of said county be and he is hereby authorized and directed to pay out of any funds of said county not otherwise appropriated the monthly salary of said janitor on the warrant of the probate judge to be issued monthly therefor.

State of Alabama, }
 Marengo County. }

Before me, J. J. Marion, clerk of the circuit court of Marengo county, Alabama, personally appeared R. E. Sutton, who after being duly sworn according to law, deposes and says that he is the editor and owner of the Democrat-Reporter, a weekly newspaper, published at Linden, Alabama, and he further deposes and says that the attached copy of a bill has been published in his paper for four consecutive weeks, to-wit, dated July 17th, 24th, 31st and August 7th, 1919.

R. E. Sutton.

Subscribed and sworn to before me this 9th day of August, 1919.

J. J. Marion,

Clerk of the Circuit Court.

By Mr. Russell:

H. 833. To provide and fix a maximum day of work for women and girls in certain businesses and provide for the enforcement of this act.

Lobar and Immigration.

By Mr. Jones of Montgomery:

H. 834. To make the members of the State board of control and economy elective officers, and to provide for the time and manner of their election.

Privileges and Elections.

By Mr. Jones of Montgomery:

H. 835. To authorize the commissioners or other governing authorities in all cities of the State of Alabama which have a population of as many as twenty-five thousand and less than fifty thousand people, according to the last Federal census, or which shall hereafter have such population according to any Federal census that may be taken hereafter, to make contributions or expenditures to civic or commercial organizations located in such cities where such expenditure or contribution is for the purpose of advancing the best interests of such cities.

Municipal Organizations.

By Mr. Jones of Montgomery:

H. 836. To regulate the sale and installation of lightning rods in the State of Alabama; to prescribe the duties of the insurance commissioner in issuing licenses and passing upon the qualifications of applicants therefor; to prescribe the sum of such licenses; to fix the penalty for violations of this act, and to otherwise regulate the same.

Agriculture.

By Mr. Jones of Montgomery:

H. 837. To provide for the discovery of assets of judgment debtors, and to facilitate the enforcement of collection of judgment in courts of law or equity in this State.

Judiciary.

By Mr. Lynne:

H. 838. Relating to motion picture films, reels, or stereopticon views or slides; providing a system of examination, approval and regulation thereof, and of the banners, legends, posters and other like advertising matter used in connection therewith; creating the board of censors; and providing penalties for the violation of this act.

Revision of Laws.

By Mr. Seale:

H. 839. To further regulate public service in this State.

Judiciary.

By Mr. Seale:

H. 840. To further define criminal conspiracy in this State.

Judiciary.

By Mr. Stoddard:

H. 841. To establish a State school for teaching agriculture, domestic economy and manual arts at Luverne, Alabama, to provide for the management and control thereof, and to make appropriations to support said school.

Education.

By Mr. Shaw:

H. 842. To encourage the manufacture of air nitrates in the State of Alabama, by exempting from taxation the plants, products and other property of any person, firm or corporation acquiring either by lease or purchase, any factory or plant already built in this State for the production and manufacture of atmospheric nitrogen.

Ways, Means and Appropriations.

By Mr. Lynne:

H. 843. Relating to cold storage and refrigerating warehouses and places, and the sale or disposition of the food kept or preserved therein.

Revision of Laws.

By Mr. Lynne:

H. 844. To define trusts, and to provide for criminal penalties and punishment of corporations, firms and persons, and to promote free competition in commerce and all classes of business, both intrastate business and interstate business, engaged in and carried on by or through any corporation, firm or person.

Revision of Laws.

By Mr. Hawkins:

H. 845. To amend an act to regulate inferior courts in cities having more than 35,000 population, according to the last or any subsequent Federal census, to prescribe the jurisdiction of such courts, and provide for the number and compensation of the

judges for such courts and to provide for the appointment and compensation of the clerks and assistant clerks thereof, and to abolish the office of justice of the peace in such cities." The said act being approved Sept. 25, 1915.

Revision of Laws.

By Mr. Faulk:

H. 846. To provide for the consolidation of schools in counties of this State having not less than 26,000 nor more than 27,000 population according to the Federal census of 1910.

Education.

By Mr. Faulk:

H. 847. To provide for the subdivision of counties into school attendance districts, and to provide for the attendance officers under the compulsory education law in counties of this State having a population of not less than 26,000 nor more than 27,000 according to the Federal census of 1910.

Education.

By Mr. Long of Sumter (with notice and proof):

H. 848. To detach the counties of Greene, Pickens and Sumter from the sixth judicial circuit, and attach said counties to the Marengo circuit; and fix the time for holding court in said counties, and to designate said circuit the 18th judicial circuit.

Judiciary.

Notice and Proof H. 848:

NOTICE OF BILL TO BE INTRODUCED AT JULY SESSION OF THE ALABAMA LEGISLATURE.

Notice is hereby given that the following bill will be introduced at the July session of the Legislature of Alabama:

A BILL

To be entitled an act to detach the counties of Greene, Pickens and Sumter from the sixth judicial circuit and attach said counties to the Marengo circuit, and to fix the time for holding court in said counties, and to designate said circuit the 18th judicial circuit.

Be it enacted by the Legislature of Alabama:

Section 1. That the counties of Greene, Pickens and Sumter be and they hereby are, detached from the sixth judicial circuit and attached to the Marengo circuit.

Section 2. That circuit court shall be held in said counties at the times now fixed by law, and at such other times as the judge of said circuit or the chief justice of the supreme court may designate by order to be spread on the minutes of the circuit court.

Section 3. Said circuit shall be designated the 18th judicial circuit of Alabama.

J. F. Aldridge.

The State of Alabama, }
Greene County. }

Before me, J. F. Aldridge, a notary public in and for said State and county, personally appeared James S. Coleman, who being by me first duly sworn deposes and says as follows: That he is the editor of Greene County Democrat, a weekly newspaper published at Eutaw, Greene county, Alabama; that the attached notice of a bill proposed to be introduced in the Legislature of Alabama, was given by advertisement in said newspaper for four consecutive weeks, the dates of the publications containing said notice being as follows: June 20th, 1919; June 27th, 1919; July 4th, 1919 and July 11th, 1919. That the attached notice is the exact notice which was published in said paper for said four consecutive weeks as above set forth.

Jas. S. Coleman,

Editor Greene County Democrat.

Sworn to and subscribed before me on this 16th day of July, 1919.

J. F. Aldridge,

Notary Public, Greene County, Alabama.

NOTICE.

Notice is hereby given as provided by law that the following bill will be introduced in the Legislature of Alabama, viz.:

A BILL

To be entitled an act to detach the counties of Greene, Pickens and Sumter from the sixth judicial circuit and attach said counties to the Marengo circuit, and to fix the time for holding court in said counties, and to designate said circuit the 18th judicial circuit.

Be it enacted by the Legislature of Alabama:

Section 1. That the counties of Greene, Pickens and Sumter be and they hereby are, detached from the sixth judicial circuit and attached to the Marengo circuit.

Section 2. That circuit court shall be held in said counties at the times now fixed by law, and at such other times as the judge of said circuit or the chief justice of the supreme court may designate by order to be spread on the minutes of the circuit court.

Section 3. Said circuit shall be designated the 18th judicial circuit of Alabama.

The State of Alabama, }
Sumter County. }

Before me, W. W. Patton, a notary public in and for said State and county, personally came W. H. Lawrence, who being first duly sworn deposes and says: That he is the editor of Our Southern Home, a weekly newspaper published at Livingston, in Sumter county, Alabama: that the attached notice of a bill proposed to be introduced in the Legislature of Alabama, was given by advertisement in said newspaper for four consecutive weeks, the dates of the publications containing said notices being as follows, to-wit: June 11th, 18th, and 25th and July 2d, 1919. That the attached notice is the exact notice which was published in said paper for said four consecutive weeks as above set forth.

W. H. Lawrence.

Sworn to and subscribed before me this the 9th day of August, 1919.

W. W. Patton,

Notary Public.

"EXHIBIT A"

A BILL

To be entitled an act to detach the counties of Greene, Pickens and Sumter from the sixth judicial circuit and attach said counties to the Marengo circuit, and to fix the time for holding court in said counties, and to designate said circuit the 18th judicial circuit.

Be it enacted by the Legislature of Alabama:

Section 1. That the counties of Greene, Pickens and Sumter be and they hereby are, detached from the sixth judicial circuit and attached to the Marengo circuit.

Section 2. That circuit court shall be held in said counties at the times ~~now fixed by law, and at such other times as the judge of said circuit or the chief justice of the supreme court may designate by order to be spread on the minutes of the circuit court.~~

Section 3. Said circuit shall be designated the 18th judicial circuit of Alabama.

The above is a copy of a bill which will be introduced in the Legislature of Alabama at its present (1919) session.

State of Alabama, }
Marengo County. }

Before me, Benj. F. Elmore, a notary public, in and for said county in said State, personally appeared E. S. Cornish, who being duly sworn, doth depose and say that he is the editor and publisher of the Demopolis Times, a newspaper published weekly in the city of Demopolis, Marengo county, Alabama; that the notice hereto attached and marked Exhibit A appeared and was published in the Demopolis Times on, to-wit: June 12th, 1919; June 19th, 1919; June 26th, 1919; and July 3rd, 1919.

E. S. Cornish.

Sworn to and subscribed to before me on this the 24th day of July, 1919.
(Seal)

Benj. F. Elmore,
Notary Public.

My commission expires on June 13, 1920.

LEGAL NOTICE.

Notice is hereby given that the following bill will be introduced at the July session of the Legislature of Alabama, viz.:

A BILL

To be entitled an act to detach the counties of Greene, Pickens and Sumter from the sixth judicial circuit and attach said counties to the Marengo circuit, and to fix the time for holding court in said counties, and to designate said circuit the 18th judicial circuit.

Be it enacted by the Legislature of Alabama:

Section 1. That the counties of Greene, Pickens and Sumter be and they hereby are, detached from the sixth judicial circuit and attached to the Marengo circuit.

Section 2. That circuit court shall be held in said counties at the times now fixed by law, and at such other times as the judge of said circuit or the chief justice of the supreme court may designate by order to be spread on the minutes of the circuit court.

Section 3. Said circuit shall be designated the 18th judicial circuit of Alabama.

The State of Alabama, {
Pickens County. }

Before me, a notary public in and for said State and county, personally appeared Ben I. Rapport, who being by me first duly sworn, deposes and says: That he is the editor of the Pickens County Herald and West Alabamian, a weekly newspaper published at Carrollton, Pickens county, Alabama; that the attached notice of a bill proposed to be introduced in the Legislature of Alabama, was given by advertisement in said newspaper for four consecutive weeks, the dates of the publications containing said notices being as follows, to-wit: June 26th, 1919; July 3, 10, 17, 1919. That the attached notice is the exact notice which was published in said paper for said four consecutive weeks as above set forth.

Ben I. Rapport,
Editor Pickens County Herald and West Alabamian.
Sworn to and subscribed before me this the 31st day of July, 1919.

D. D. Patton,
Notary Public.

By Mr. Sparks:

H. 849. To amend section 1313 of the Code of Alabama of 1907.

Judiciary.

MOTION TO TAKE FROM ADVERSE CALENDAR.

Mr. Harrison called up his motion to take the bill H. 140 from the adverse calendar and place the same upon the favorable calendar of the House. The motion of Mr. Harrison was, on motion of Mr. Graham of Clarke, indefinitely postponed.

Mr. Stoddard called up his motion to take the bill H. 368 from the adverse calendar. The motion prevailed and on motion of Mr. Stoddard the bill:

H. 368. To make an appropriation for the support and maintenance of the Alabama tuberculosis commission, created and incorporated under and by virtue of a certain act of the Legislature of Alabama, and approved September 22, 1915, entitled: An act to prevent the spread of tuberculosis by the creation of a tuberculosis commission, to provide for its organization and work and to authorize the erection and maintenance of local hospitals under its supervision.

Was recommitted to the Standing Committee on Ways, Means and Appropriations.

Mr. Brindley called up his motion to take the bill H. 592 from the adverse calendar. The motion prevailed, and on motion of Mr. Brindley the bill:

H. 592. To make an appropriation of five thousand dollars (\$5,000) for the better equipment, enlargement, improvement and repairing of the Morgan county high school and to pay and reimburse a local building committee, appointed by the county

board of education of Morgan county for such school, for all moneys paid out in construction, equipment and improvements to be made on same.

Was recommitted to the Standing Committee on Ways, Means and Appropriations.

REPORT OF RULES COMMITTEE.

Mr. Tompkins, acting chairman of the Standing Committee on Rules, returned to the House, H. R. No. 117, with a favorable report.

By Mr. Shaw:

H. R. 117. Resolved that Senate bill No. 210, to conserve the natural resources of Alabama, etc., House bill No. 527, for the protection of salt water shrimp, and House bill No. 687, to conserve and save from depletion the public oyster reefs of Alabama, be made paramount continuing special orders for the thirty-sixth legislative day, immediately after the reading of the journal of the preceding day.

And the resolution was adopted.

H. R. No. 113 by Mr. Baker was reported adversely.

UNFINISHED BUSINESS.

The House proceeded to the consideration of the unfinished business which was the motion to reconsider the vote by which H. 208 was lost on the last legislative day.

Mr. Long of Butler asked unanimous consent to withdraw his motion to reconsider the vote by which the bill was lost. Objection was made whereupon Mr. Long of Butler moved to indefinitely postpone his motion to reconsider, and the motion to indefinitely postpone was lost.

Yeas, 38; Nays, 41.

Yeas:

Messrs:

Albright	Ellis (Bullock)	Lawson	Robertson
Alexander	Ellis (Elmore)	Lee (Butler)	Sherrod
Arnold	Graham (Autauga)	Lee (Perry)	Simpson
Baker	Graham (Clarke)	Long (Butler)	Smith
Blunt	Guy	Mathews (Clarke)	Trammell
Bracken	Hall (Henry)	Matthews (Wilcox)	Truss
Burks	Hall (Marion)	Mitchell	Whorton
Christian	Howle	Pittman	Wilson
Christopher	Ingram	Preston	Woodard
Edwards (Dallas)	Johnson		

Nays:

Messrs:

Mr. Speaker	Dansby	Hawkins	Peters
Adams	Deese	Holmes (Baldwin)	Ross
Allen	Dickson	Holmes (Elmore)	Russell
Andrews	Dodson	Jones (Montgomery)	Seale
Barganier	Dunaway	Lynne	Sparks
Benners	Edwards (Pike)	Murphree	Stoddard
Brindley	Fletcher	McDonald	Tompkins
Carnley	Hale	McLeod	Tunstall
Clayton	Hardaway	Oliver	Van de Graff
Cobbs	Hare	Orr	Waddell
Crump			

—41

And the vote by which the bill was lost was reconsidered, and the bill:

H. 208. To amend an act approved September 25, 1915, entitled: "An act to provide for the appointment of an official court reporter by each circuit judge in Alabama; to fix their compensation, define their duties and provide for special reporters in certain cases."

As amended, was read a third time at length and passed.

Yeas, 40; Nays, 38.

Yeas:

Messrs:

Mr. Speaker	Deese	Holmes (Baldwin)	Robertson
Allen	Dickson	Holmes (Elmore)	Ross
Andrews	Dodson	Jones (Montgomery)	Russell
Barganier	Dunaway	Lynne	Seale
Benners	Edwards (Pike)	Murphree	Sparks
Brindley	Fletcher	McDonald	Stoddard
Calvert	Hardaway	McLeod	Truss
Carnley	Hare	Oliver	Tunstall
Cobbs	Harrison	Orr	Van de Graff
Crump	Hawkins	Peters	Waddell

—40

Nays:

Messrs:

Alexander	Ellis (Elmore)	Lee (Butler)	Preston
Arnold	Graham (Autauga)	Lee (Perry)	Sherrod
Baker	Graham (Clarke)	Long (Butler)	Simpson
Blunt	Guy	Mathews (Clarke)	Smith
Bracken	Hall (Henry)	Matthews (Wilcox)	Tompkins
Burks	Hall (Marion)	Milford	Trammell
Christian	Howle	Mitchell	Whorton
Christopher	Ingram	Moorer	Wilson
Edwards (Dallas)	Johnson	Pittman	Woodard
Ellis (Bullock)	Lawson		

—38

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bill:

H. 504. To amend section one (1) of an act entitled "An act to incorporate the town of Opp in the county of Covington, State of Alabama," approved February 28th, 1901.

And returns same herewith to the House.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bills:

H. 385. To require all fines imposed by any court in Etowah county upon convictions of any and all criminal offenses against the State laws and all forfeitures made final, to be paid in money, requiring such money to be deposited in the fine and forfeiture fund of the county; to provide the manner of paying warrants now and hereafter drawn against said fund, and to appropriate any surplus of said fund to the public road fund of the county.

Also:

H. 384. To repeal an act entitled an act to authorize the commissioners' court of Etowah county to levy a tax for making the public roads of said county and to provide for keeping said roads in repair. To provide that the general road law shall apply to Etowah county.

And returns same herewith to the House.

W. F. Miller,
Secretary.

BILLS ON THIRD READING.

S. 210. To conserve the natural resources of the State of Alabama, to change the name of the department of game and fish to the department of conservation and to provide that the State game and fish commissioner shall be, hereafter, known as the commissioner of conservation, to vest in the commissioner of conservation the power to enforce and administer all laws providing for the preservation, protection and propagation of wild birds, wild fur-bearing quadrupeds, game, forests, fish, oysters and other shell-fish, crustaceans, and all other natural resources of the State, which have not been reduced to private ownership, and to provide that all expenses incurred in the administration of the conservation laws shall be paid out of the game and fish protection fund and the oyster fund.

Was taken up. Mr. Long of Butler offered the following amendment to the bill:

Change the name to The Official Tom Tit Catcher of this State and make the salary 500 dollars per annum.

On motion of Mr. Stoddard the amendment was laid upon the table.

Mr. Tompkins offered the following amendment to the bill:

Amend the bill by striking the words "three thousand dollars" where they appear and insert in lieu thereof the words "fifteen hundred dollars."

Mr. Hare moved to table the amendment offered by Mr. Tompkins and the motion to table prevailed.

Yeas, 68; Nays, 8.

Yeas:

Messrs:

Mr. Speaker	Dansby	Ingram	Robertson
Adams	Deese	Jones (Escambia)	Ross
Albright	Dunaway	Jones (Montgomery)	Russell
Allen	Edwards (Dallas)	Johnson	Seale
Andrews	Edwards (Pike)	Lawson	Sherrod
Barganier	Ellis (Elmore)	Lee (Butler)	Simpson
Benners	Fletcher	Lynne	Smith
Blunt	Graham (Autauga)	Matthews (Wilcox)	Sparks
Bracken	Graham (Clarke)	Milford	Stoddard
Burks	Guy	Mitchell	Trammell
Calvert	Hall (Henry)	Moorer	Truss
Carnley	Hall (Marion)	Murphree	Tunstall
Christian	Hale	McDonald	Van de Graff
Christopher	Hardaway	McLeod	Waddell
Clayton	Hare	Oliver	Whorton
Cobbs	Harrison	Pittman	Wilson
Crump	Hawkins	Preston	Woodard

—68

Nays:

Messrs:

Alexander	Dodson	Howle	Mathews (Clarke)
Baker	Ellis (Bullock)	Long (Butler)	Tompkins

—8

Mr. Long of Butler offered the following amendment to the bill:

Strike out the words \$3,000.00 where they appear and insert the words \$2,500.00.

Mr. Hare moved to table the amendment offered by Mr. Long of Butler and the motion to table was lost.

Yeas, 27; Nays, 50.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Hale	Oliver
Allen	Crump	Hare	Robertson
Andrews	Dansby	Harrison	Russell
Benners	Dunaway	Holmes (Baldwin)	Seale
Blunt	Fletcher	Lynne	Stoddard
Bracken	Hall (Henry)	Murphree	Waddell
Carnley	Hall (Marion)	McDonald	

—27

Nays:

Messrs:

Adams	Edwards (Pike)	Lee (Butler)	Preston
Alexander	Ellis (Bullock)	Lee (Perry)	Sherrod
Arnold	Ellis (Elmore)	Long (Butler)	Simpson
Baker	Faulk	Mathews (Clarke)	Smith
Barganier	Graham (Clarke)	Mathews (Wilcox)	Sparks
Brindley	Guy	Milford	Tompkins
Calvert	Hardaway	Mitchell	Trammell
Christian	Howle	Moorer	Tunstall
Christopher	Ingram	McLeod	Van de Graff
Clayton	Jones (Escambia)	Orr	Whorton
Deese	Jones (Montgomery)	Peters	Wilson
Dodson	Johnson	Pittman	Woodard
Edwards (Dallas)	Lawson		

—50

Mr. Tunstall moved to postpone the further consideration of the bill until the fortieth legislative day, and the motion of Mr. Tunstall was, on motion of Mr. Cobbs, laid upon the table.

And the amendment offered by Mr. Long of Butler was lost.
Yeas, 38; Nays, 44.

Yeas:

Messrs:

Albright	Ellis (Bullock)	Lee (Perry)	Preston
Alexander	Ellis (Elmore)	Long (Butler)	Sherrod
Baker	Faulk	Mathews (Clarke)	Simpson
Barganier	Graham (Autauga)	Mathews (Wilcox)	Smith
Brindley	Guy	Milford	Sparks
Calvert	Hardaway	Mitchell	Stewart
Christian	Ingram	Moorer	Tompkins
Christopher	Jones (Escambia)	McLeod	Trammell
Clayton	Jones (Montgomery)	Parker	Whorton
Dodson	Lee (Butler)		

—38

Nays:

Messrs:

Mr. Speaker	Crump	Harrison	Peters
Adams	Dansby	Hawkins	Pittman
Allen	Deese	Holmes (Baldwin)	Ross
Andrews	Dunaway	Johnson	Russell
Arnold	Edwards (Pike)	Jordan	Seale
Benners	Fletcher	Lawson	Stoddard
Blunt	Graham (Clarke)	Longshore	Tunstall
Bracken	Hall (Henry)	Lynne	Van de Graff
Burks	Hall (Marion)	Murphree	Waddell
Carnley	Hale	McDonald	Wilson
Cobbs	Hare	Oliver	Woodard

—44

And the bill:

S. 210. To conserve the natural resources of the State of Alabama, to change the name of the department of game and fish to the department of conservation and to provide that the State game and fish commissioner shall be, hereafter, known as

the commissioner of conservation, to vest in the commissioner of conservation the power to enforce and administer all laws providing for the preservation, protection and propagation of wild birds, wild fur-bearing quadrupeds, game, forests, fish, oysters and other shell fish, crustaceans, and all other natural resources of the State, which have not been reduced to private ownership, and to provide that all expenses incurred in the administration of the conservation laws shall be paid out of the game and fish protection fund and the oyster fund.

Was read a third time at length and passed.

Yeas, 51; Nays, 28.

Yeas:

Messrs:

Mr. Speaker	Dansby	Hawkins	Peters
Adams	Deese	Holmes (Baldwin)	Pittman
Allen	Dunaway	Ingram	Ross
Andrews	Edwards (Pike)	Jones (Montgomery)	Russell
Arnold	Ellis (Elmore)	Johnson	Seale
Barganier	Fletcher	Lawson	Stoddard
Benners	Graham (Clarke)	Lee (Butler)	Truss
Blunt	Hall (Henry)	Longshore	Tunstall
Bracken	Hall (Marion)	Lynne	Van de Graff
Carnley	Hale	Murphree	Waddell
Christopher	Hardaway	McDonald	Wilson
Cobbs	Hare	Oliver	Woodard
Crump	Harrison	Orr	

—51

Nays:

Messrs:

Alexander	Ellis (Bullock)	Milford	Simpson
Baker	Faulk	Mitchell	Smith
Brindley	Guy	Moorer	Sparks
Burks	Lee (Perry)	McLeod	Stewart
Calvert	Long (Butler)	Parker	Tompkins
Christian	Mathews (Clarke)	Preston	Trammell
Dodson	Matthews (Wilcox)	Sherrod	Whorton

—28

CERTIFICATE OF THE CLERK.

To the House of Representatives:

I hereby certify that the bills mentioned below were delivered to the executive department on the dates and hours named and that I hold the receipts of the executive department for same.

Aug. 8, 1919, 3:25 P. M.:

H. 275. To provide for the fencing or closing in of unused wells, cisterns, or mining shafts in this State.

Also:

H. 182. To prohibit the keeping, exhibiting or operating of pool or billiard tables, on which the public can play, outside incorporated cities and towns having a police force.

Also:

H. 83. To regulate the right to carry a pistol in this State.
Fred H. Gormley,
Clerk.

CERTIFICATE OF THE CLERK.

To the House of Representatives:

I hereby certify that the resolutions mentioned below were ~~delivered to the executive department on the dates and hours~~ named and that I hold the receipts of the executive department for same:

Aug. 8, 1919, 3:25 P. M.:

H. J. R. 88. Relative to accepting the invitation of the Rooster Road Committee to attend a public celebration in the town of Demopolis on August 14th, and setting aside said date as a non-legislative day.

Also:

H. J. R. 95. Relative to the creation of a joint committee to examine into the status and affairs, needs and requirements, present utility and capacity for future usefulness of the Mercy Home Industrial School for Girls.

Fred H. Gormley,
Clerk.

RECESS.

On motion of Mr. Cobbs the House recessed until 3 P. M.

The hour of three o'clock having arrived the House reconvened.

MESSAGE FROM THE GOVERNOR.

August 8, 1919.

Gentlemen of the House of Representatives:

I beg to hand you herewith House bill 104, and a message from the governor concerning the same, which is self-explanatory.

Respectfully,
W. A. Darden,
Secretary to the Governor.

GOVERNOR'S MESSAGE.

On motion of Mr. Van de Graff, the House concurred in and adopted the amendment proposed by the governor to the bill H. 104, said governor's amendment being as follows:

Gentlemen of the House of Representatives:

Section four of this bill attempts to make the existing official bonds of the clerks of the circuit courts heretofore executed responsible for the performance of the new and additional duties of such clerks, as ex-officio clerks of the county courts. If the terms and provisions of such existing bonds are broad enough to fix responsibility of such bonds for such new and additional duties as are created and imposed by this bill, the provisions of section four to that effect would be unnecessary. But if existing bonds do not cover such new and additional duties, that part of section 4 which attempts to fix such responsibility would be void as attempting to impart into the contract of suretyship an obligation outside of the contract and not in the contemplation of the parties thereto. If the bill should be amended so as to meet this objection, it would receive my approval.

I submit the following proposed amendment:

Strike out section 4, and insert in lieu thereof the following:

"Section 4. That the said clerks of the circuit courts before entering upon the performance of the duties of clerks of the county courts of their respective counties must give bond, with sufficient sureties in such sum as the judge of probate of their respective counties may require, not less than five hundred dollars, payable to the State of Alabama and conditioned faithfully to discharge the duties of clerk of the county court during the time they continue therein, or discharge any of the duties thereof, which bond must be approved by the judge of probate, and filed and recorded in the office of the judge of probate."

Respectfully,
(Signed) Thos. E. Kilby,
Governor.

August 5, 1919.

Yeas, 73; Nays, 1.

Yeas:

Messrs:

Mr. Speaker

Adams

Albright

Alexander

Allen

Andrews

Arnold

Baker

Barganier

Blunt

Bracken

Brindley

Calvert

Carnley

Christian

Cliett

Cobbs

Dansby

Deese

Dickson

Edwards (Dallas)

Edwards (Pike)

Ellis (Bullock)

Ellis (Elmore)

Gilbert

Graham (Autauga)

Graham (Clarke)

Guy

Hall (Henry)

Hall (Marion)

Harrison

Holmes (Baldwin)

Holmes (Elmore)

Howle

Ingram

Jones (Escambia)

Johnson

Jordan

Lawson

Lee (Butler)

Lee (Perry)

Longshore

Lynne

Mathews (Clarke)

Matthews (Wilcox)

Milford

Mitchell

Moorer

Murphree

McDonald

McLeod

Orr

Parker

Peters

Pittman

Preston

Robertson

Russell

Shaw

Sherrod

Simpson

Smith

Stewart

Stoddard

Tompkins

Trammell

Truss

Tunstall

Van de Graff

Whorton

Williams

Wilson

Woodard

Nays:

Mr. Daddell—1.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bill:

H. 509. To require all unpaid fees accruing to the sheriff or clerk and fees accruing to State's witnesses in criminal cases in Henry county, Alabama, since the first day of January, 1913, and prior to the first day of August, 1919, to be registered and paid out of the fine and forfeiture fund of said county.

And returns same herewith to the House.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted the amendment proposed by his excellency, the governor, to the bill:

H. 104. To repeal section 6698 of the Code of Alabama of 1907, and to make the clerks of the circuit courts of the respective counties ex-officio clerks of the county courts of said counties; to provide payment for services of such clerks, manner of payment and to provide for a bond as such clerk.

By a vote of a majority of the whole number elected to the Senate, said vote being Yeas 28, Nays 0.

And returns same herewith to the House.

W. F. Miller,
Secretary.

NOTICE IN WRITING.

Notice is hereby given that I shall on the next legislative day move to take House bill No. 473 from the adverse calendar of the House and place it on the regular calendar of the same.

J. P. Preston.

Mr. Milford gave notice that on the next legislative day he would move to take the bill H. 525 from the adverse calendar.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted:

H. J. R. 119. Relative to adjournment of the two houses until Friday, the 15th at 10:00 A. M.

And returns same herewith to the House.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 370. To amend section 5877 of the Civil Code of Alabama.

S. 390. To designate a certain public road of the State of Alabama as a State trunk road and to provide the manner in which such road shall be located, improved and maintained.

S. 421. To amend an act entitled an act to amend section 3022 of the Code of Alabama, approved September 25, 1915.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:

Revision of Laws: S. 370.

Public Roads and Highways: S. 390.

Judiciary: S. 421.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill:

S. 434. To establish a board of revenue for Russell county, to provide for the appointment and election of the members thereof and prescribe their duties and powers, to provide for a president of said board and fix his duties and powers; and fix their compensation; to divide the county of Russell into five (5) board of revenue districts, and abolish the court of county commissioners, and to repeal all conflicting laws general, local and special.

With notice and proof hereto attached and herewith exhibited as follows:

NOTICE.

Notice is hereby given that application will be made to the Legislature of Alabama at its next session, which will convene in the city of Montgomery on the eighth day of July, 1919. That a bill will be introduced for passage, at said session of the Legislature, the substance of which will be as follows, to-wit:

An act to establish a board of revenue for Russell county, to provide for the appointment and election of the members thereof and prescribe their duties and powers, to provide for a president of said board and fix his duties and powers; and fix their compensation; to divide the county into five (5) board of revenue districts, and abolish the court of county commissioners, and to repeal all conflicting laws general, local and special.

Be it enacted by the Legislature of Alabama:

Section 1. That there is hereby established a board of revenue of Russell county, Alabama, consisting of five (5) members, to be known as and called, "The Board of Revenue of Russell County."

Sec. 2. That the county of Russell be, and the same is hereby divided into five (5) board of revenue districts to be numbered, First, Second, Third, Fourth, and Fifth Districts. That the first board of revenue district of Russell county shall be composed of that part of Russell county embraced within the beats or precincts as now existing and numbered as follows, precincts or beats numbered one and two. That the second board of revenue district of Russell county shall be composed of that part of said county embraced within the beats or precincts as now existing and numbered as follows, precincts or beats numbered three and four. That the third board of revenue district of Russell county shall be composed of that part of said county embraced within the precincts or beats as now existing and numbered as follows, precincts or beats numbered five and six. ~~That the fourth~~ board of revenue district of said county shall be composed of that part of said county within the precincts or beats as now existing and numbered as follows, seven and eight. That the fifth board of revenue district of said county shall be composed of that part of said county within the precincts or beats as now existing and numbered as follows, nine and ten.

Sec. 3. On approval of this act by the governor, the governor shall forthwith appoint one member of said board of revenue of Russell county from each of the said five (5) districts provided for in section two of this act, each of said five (5) members so appointed shall be residents of their respective districts, who shall together constitute the members of the board of revenue of Russell county hereby created and established. The members of the said board of revenue appointed by the governor from districts numbered one and two shall hold office until the general election to be held in the year 1920, and until their successors are elected and qualified; and the members of said board of revenue appointed by the governor from the third, fourth and fifth board of revenue districts, as provided for in section two of this act, respectively, shall hold office until the general election to be held in the year 1922, and until their successors are elected and qualified; and subsequently, and on the expiration of the terms of office of the members of the board of revenue of Russell county as provided, there shall be elected a member from each of the said districts, who shall be a resident of said district, by the qualified electors thereof, who shall hold office for a period of four (4) years, and until their successors are elected and qualified.

Sec. 4. That at the first meeting of said board of revenue held after their appointment, the said board of revenue shall choose from its members a president of said board of revenue of Russell county: who shall hold office until his term as such member of said board expires.

Sec. 5. Should any vacancy occur upon the said board of revenue, such vacancy shall be filled by appointment by the governor for the unexpired term, and the appointee shall be a resident of the district which he is appointed to represent, on said board.

Sec. 6. Regular terms of the said board of revenue shall be held on the second Mondays in February, April, August and November of each year and as provided by law, and such special and adjourned terms as the said board of revenue or a majority thereof may deem necessary and proper. Notices of all special meetings shall be given by the president of the board in writing or by publication in some newspaper published in Russell county for five (5) days prior to such meeting. If given in writing by the president, the same shall be served on each member then within the county five (5) days before said meeting.

Sec. 7. That a majority of said board shall constitute a quorum for the transaction of business; and no funds belonging to the county shall be drawn or paid out except as authorized by said board and according to law, and a

proper list and registry of all sums drawn or paid out, and of the nature of each claim and the person in whose favor drawn or paid out, and upon what fund the same is drawn, shall be kept by the clerk of said board of revenue.

Sec. 8. That the said board of revenue shall have the power and authority to direct and control the property of the county as it may deem expedient and according to law, to levy general and special taxes for particular county purposes according to the provisions of the laws of the State of Alabama, general or special, to examine, settle and allow accounts of all officers having the management, collection or disbursement of money belonging to the county or appropriated for its use or benefit.

Sec. 9. That the said board shall have all of the jurisdiction and all powers which are now or may hereafter by law be vested in the courts of county commissioners of this State, or boards of revenue or other governing body of like kind, and the several members of the said board of revenue of Russell county shall respectively perform all the duties and services and render all the powers which are or may be required by law of the members of the courts of county commissioners, or boards of revenue or other governing bodies of like kind.

Sec. 10. That all the general laws hereafter enacted by the Legislature of Alabama in relation to the jurisdiction, powers, authorities or duties of county commissioners in this State not in conflict with the provisions of this act, shall apply to the said board of revenue of Russell county, except so much of the said general laws as may relate to the mode of selection of said court of county commissioners, provided that this act shall not be construed to impair the jurisdiction and authority of the said board.

Sec. 11. That the said board shall have the power and authority to compromise the outstanding debts of Russell county, to examine into and pass upon the regularity of warrants already issued, and to classify outstanding warrants, and may pledge the credit of the county to raise money by making temporary loans as provided by law, to discharge the same as it is now or may hereafter be provided by law.

Sec. 12. That the president of the said board shall sign the minutes of the proceedings of the said board and shall sign all warrants drawn upon the county treasury, or repository, all orders for payment or disbursement of the money or funds of the county. It shall be the duty of the said president of such board of revenue in said county to collect and receipt for all road tax and perform all other duties in connection therewith as are now required by law of other officials. It shall be the duty of the said president of the said board to receive and prepare the business and obtain information for the sessions of the said board and see to the execution of all orders of the said board. The president of the said board of revenue shall issue all notices required to be given by the said board and by law, and generally to do and perform all such duties and matters as may be required of him by the said board.

Sec. 13. The board of revenue shall have the power and authority to examine, settle and allow accounts and claims chargeable against the county; to audit and settle the accounts of all officers having the care, management, collection or disbursement of money belonging to the county, or appropriated to its use and benefit; to have the exclusive control of the convict labor of the county and the disbursement of the proceeds of the same, and shall have the right to use said convict labor in working the public roads of said county; and the sole right and authority to bind the county in any contract for the payment of money and the sole right and authority to pay any debt due by the county on any existing contract. Said board of revenue shall be charged with the duty of fixing the amount of and approving the

bond now required by law to be given by the bank in said county in which the funds of said county are deposited, as depository, repository or as county treasurer. And said bond shall be adequate in amount and shall be for such sum as said board shall fix with due regard to the safety of the county funds.

Sec. 14. Such board shall be a court of record when acting in a judicial capacity.

Sec. 15. It shall be the duty of the clerk of each court of the said county and of the register in chancery to render to the said board within ten (10) days after adjournment of each term of said courts a list under oath of all fines and forfeitures taken and judgments rendered during such term for the use of the said county.

Sec. 16. It shall be the duty of the board of revenue to cause to be published in some newspaper in Russell county, Alabama, semi-annually and oftener if they deem necessary, a statement showing the receipts of all moneys by the county during the preceding time, since said last report or statement and from what source so received, and a statement of all sums disbursed during the preceding period and for what, and to whom, so disbursed.

Sec. 17. The president and every member of "The Board of Revenue" shall receive for their services four (\$4.00) dollars per diem and five (5c) per mile traveled when actually engaged in the performance of the duties of their office, and five (5c) cents per mile for each mile traveled in going to and from the court house and their places of residence, payable out of the county treasury.

Sec. 18. That the said board shall hold its sessions or meetings at the county seat, and at the court house of said county.

Sec. 19. That within seven (7) days from the appointment of said members of said board of revenue as hereinbefore provided, said members so appointed shall meet and organize said board. And the said board shall transact such business as is proper and necessary at such meeting.

Sec. 20. The court of county commissioners which is herein and hereby abolished, shall deliver to said board of revenue at its first meeting as provided for in section nineteen hereof, all books, records, accounts, funds and in fact all belongings of every kind and character held by them as officials for the county of Russell or for the use of said county.

Sec. 21. That said board shall appoint a clerk of said board whose duties shall be to keep the minutes of the meetings and make a record of the same, to keep a record of all claims filed against the county and all claims ordered paid by said board, keeping such minutes and proceedings in well bound volumes provided for that purpose, and to generally do and perform all acts and services in and about the duties of and proceedings of said board as he may be directed to do by said board or by law. For said services said clerk so appointed shall receive not more than five hundred (\$500.00) dollars per annum, to be paid out of the funds of the county. Said clerk shall hold office for one year, and until his successor is appointed and qualified.

Sec. 22. That the court of county commissioners of Russell county be and the same is hereby abolished.

Sec. 23. That all laws and parts of laws, general, local and special, in conflict with the provisions of this act, be and the same are hereby expressly repealed.

The State of Alabama, }
County of Russell. }

Before me, S. B. Williams, a notary public in and for said county and State, personally came Seth M. Vining, who being first duly sworn, deposes

and says on oath that he is the publisher, editor and manager of the "Hurtsboro Tribune," a newspaper published in the town of Hurtsboro, county of Russell and State of Alabama, and that the notice pasted to this affidavit, and hereto referred to and made a part hereof, was inserted, published and appeared regularly in the said "The Hurtsboro Tribune" once a week for four consecutive weeks, without costs to the State of Alabama: Affiant further states on oath that said notice was published on to-wit the 4th day of July, 1919, as aforesaid and for four consecutive weeks thereafter.

Seth M. Vining.
Sworn to and subscribed before me this the 29th day of July, 1919:

S. B. Williams,
Notary Public, Russell County, Alabama.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee as follows:

Local Legislation: S. 434.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill:

S. 400. To fix the salary of the several circuit judges in Alabama.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee as follows:

Judiciary: S. 400.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill:

S. 311. To provide ways and means for the State highway department of Alabama to accept automobile trucks, road equipment and road materials from the United States government, and to pay freight, loading, unloading, moving, housing and such other expenses as may be necessary in receiving and caring for such equipment and materials, and to appropriate \$40,000.00 out

of any funds in the State treasury not otherwise appropriated, or so much thereof as may be necessary to defray such expenses, such funds to be returned by the State highway department to the State treasury out of any funds that may accrue to said State highway department out of any appropriation or laws raising revenue for the use and benefit of said department for the construction and maintenance of State highways.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee as follows:

Public Roads and Highways: S. 311.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill:

S. 381. For the relief of Annie B. Moore.

(With notice and proof thereto attached and herewith exhibited as follows:)

NOTICE.

Notice is hereby given that a bill will be introduced in the Alabama Legislature, after it reconvenes on July 8th, 1919, in substance to restore Mrs. Annie B. Moore to the pension roll of the State of Alabama, as the widow of Thomas G. Moore, a deceased Confederate soldier.

(Signed) Annie B. Moore.

I, Wm. E. W. Yerby, publisher of the Greensboro Watchman, hereby certify that the hereto attached notice of application of Mrs. Annie B. Moore to be placed on the pension roll of Hale county, Alabama, was published for four consecutive weeks in said Greensboro Watchman.

(Signed) Wm. E. W. Yerby.

Sworn to and subscribed before me this 21st day of July, 1919.

R. B. Wallen,
Justice of Peace in and for Hale County, Alabama.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee as follows:

Ways Means and Appropriations: S. 381.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 414. To provide for the reading of the Holy Bible in the schools in Alabama that are supported in part or in whole by public funds and to provide for the enforcement of the same.

Also:

S. 448. To create a county highway commission for Cherokee county, Alabama, to be known as the Cherokee county highway commission and to provide for the appointment thereof by the governor; to invest it with full, complete and unlimited jurisdiction over the public roads, bridges and ferries in Cherokee county; to prescribe and define its powers and duties as such highway commission, and to repeal all laws and parts of laws in conflict therewith; to abolish free labor on the public roads in Cherokee county and in lieu thereof, assess public road dues on those required to perform free labor on the public roads; to authorize the commission to take charge of all the public road tools and machinery belonging to the county, and to receive all the funds now provided by the county for the use of the public roads, bridges and ferries therein; and, in addition thereto, to levy and collect special privilege license taxes for the construction and maintenance of the public roads, bridges and ferries in the county; to authorize and empower the commission to exercise all the legislative, judicial and executive authority over the public roads, bridges and ferries conferred by law on the court of county commissioners; to fix penalties for the violations of any of the provisions of this act, and for the violation of any of the rules or legislative acts of the commission.

(With notice and proof hereto attached and exhibited as follows:)

TO WHOM IT MAY CONCERN.

Notice is hereby given that the following bill as outlined herein, will be presented to the Legislature of Alabama for enactment at the adjourned session thereof, beginning July the 8th, 1919.

A BILL

To be entitled an act to create a county highway commission for Cherokee county, Alabama, to be known as the Cherokee Highway Commission, and to provide for the appointment thereof by the governor; to invest it with full, complete and unlimited jurisdiction over the public roads, bridges and ferries in Cherokee county; to prescribe and define its powers and duties as such highway commission, and to repeal all laws and parts of laws in conflict therewith. To abolish free labor on the public roads in Cherokee county, and in lieu thereof assess public road dues on those required to perform free labor on the public roads. To authorize the commission to take charge of all public road tools and machinery belonging to the county and to receive all the funds now provided by the county for the use of the public

roads, bridges and ferries therein; and, in addition thereto, to levy and collect special privilege license taxes for the construction and maintenance of the public roads, bridges and ferries in the county. To authorize and empower the commission to exercise all the legislative, judicial and executive authority over the public roads, bridges and ferries of Cherokee county conferred by law on the court of county commissioners. To fix penalties for violations of any of the provisions of this act, and for the violations of the rules, or legislative acts of the commission.

J. A. Nance.

State of Alabama, }
County of Cherokee. }

Before me, M. W. Copeland, a notary public, in and for said county and State, appeared T. H. Shropshire, publisher of the "Coosa River News," a newspaper published in Centre, Cherokee county, Alabama, who, being duly sworn, says, that the advertisement attached hereto, entitled an act to create a county highway commission, etc., appeared in his newspaper for four consecutive issues, to-wit: July 11th, 18th, 25th, and August 1st, 1919.

T. H. Shropshire.

Sworn and subscribed to before me, this the 2nd day of August, 1919.

M. W. Copeland,
Notary Public.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:

Education: S. 414.

Public Roads and Highways: S. 448.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 398. To fix the salaries of the several justices of the supreme court.

Also:

S. 399. To fix the salary of the several judges of the court of appeals.

Also:

S. 205. To regulate fraternal beneficiary societies, orders or associations.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:

Judiciary: S. 398, S. 399.

Banking and Insurance: S. 205.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill:

S. 380. To provide for the issuance of certificates or licenses to persons who have practiced dentistry or dental surgery in the State of Alabama for twenty years or more, and to fix the fee for issuing same.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee as follows:

Public Health: S. 380.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 443. To amend sections 2 and 3 of an act entitled "An act to establish a board of revenue for Shelby county, and to abolish the court of county commissioners thereof," passed at the session of 1911, being in Local Acts of Alabama, page 154, said amendment making the president and members of said board elective by the qualified voters of said county, and fixing the term of office of said president and members of said board and the time of their election and providing that in case of a vacancy in the office of president or a member of said board, the vacancy shall be filled by election by a majority of the members of the board, for the unexpired term; and providing further that the president and members of the board now holding office shall hold their said office until their successors are elected and qualified under the provisions of this act.

(With notice and proof thereto attached and herewith exhibited as follows:)

NOTICE.

To whom it may concern:

Notice is hereby given of the intention to apply to the Legislature of Alabama to convene in the city of Montgomery, Alabama, on the 14th day of January, 1919, for the passage of an act entitled "An act to amend sections 2 and 3 of an act entitled "An act to establish a board of revenue for Shelby county, and to abolish the court of county commissioners thereof," passed at the session of 1911, being in Local Acts of Alabama, page 154, said amendment making the president and members of said board elective by the qualified voters of said county, and fixing the term of office of said president and members of said board and the time of their election, and providing that in case of a vacancy in the office of president or a member of said board the vacancy shall be filled by election by a majority of the members of the board, for the unexpired term; and providing further that the president and members of the board now holding office shall hold their said office until their successors are elected and qualified under the provisions of this act.

The State of Alabama, }
Shelby County. }

Before me, G. W. Weaver, the undersigned authority in and for said county in said State personally appeared J. F. Norris, who is known to me, and who being by me first duly sworn, deposes and says: That he is editor, proprietor and publisher of the Peoples Advocate, a newspaper published at Columbiana, Shelby county, Alabama; that the same is and has been published and issued in weekly editions regularly in said county for more than twelve months last past and that the notice hereto attached marked Exhibit A was published without cost to the State of Alabama once a week for four consecutive weeks, in said newspaper, in said county, said publication commencing on the 26th day of December, 1918, and ending on the 16th day of January, 1919.

J. F. Norris.

Sworn to and subscribed before me on this the 16th day of January, 1919.

G. W. Weaver,
Judge of Probate.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee as follows:

Local Legislation: S. 443.

COMMITTEE APPOINTED.

Under House joint resolution heretofore adopted relative to a joint committee appointed to visit the Mercy Home and Industrial School and State Training School for Girls, the Speaker named Messrs. Hawkins and Truss on part of the House.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and, as amended, has passed the following House bills, and returns same herewith to the House:

H. 479. To better provide for holding the circuit court of the tenth judicial circuit at Bessemer, in and for the following portions of Jefferson county, to-wit: Williams precinct No. 1, Jonesboro precinct No. 2, Parsons precinct No. 3, Aarons precinct No. 4, Short Creek precinct No. 5, Bethlehem precinct No. 7, Meeks precinct No. 24, Toadvine precinct No. 27, Bessemer precinct No. 33, Gwins precinct No. 35, Huey's precinct No. 40, Parkwood precinct No. 41, Mulga precinct No. 49, Virginia Mines precinct No. 51, Fairfield precinct No. 53, and Brighton precinct No. 55, to define the jurisdiction thereof, to provide for organizing and empanelling grand juries therefor and define the jurisdiction of said grand juries, to regulate the holding of said court at said place and otherwise provide therefor.

H. 11. To extend and regulate the granting of teachers' certificates to persons who served in the army or navy of the United States during the war with Germany.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Ross, the House concurred in and adopted the Senate amendment to the bill H. 479, said Senate amendment being as follows:

Amend House bill No. 479 by adding just after section 9 thereof the following section:

Section 9½. That as to civil cases arising in said Fairfield precinct No. 53 and Bethlehem precinct No. 7, the jurisdiction of said circuit court of the tenth judicial circuit holding at Bessemer shall be concurrent with the jurisdiction of the circuit court of said tenth judicial circuit, holding at Birmingham, and as to equity cases arising in the precincts set forth in section 2, the complainant may file or bring such cases in the circuit court of the tenth judicial circuit holding at Bessemer or in the circuit court of the tenth judicial circuit holding at Birmingham.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker
Adams
Albright
Allen

Andrews
Arnold
Baker
Barganier

Benners
Blunt
Bracken
Brindley

Burns
Calvert
Carnley
Christian

Clayton	Hale	Murphree	Shaw
Cobbs	Hare	McLeod	Sherrrod
Collins	Harrison	Oakley	Smith
Crump	Hawkins	Oliver	Sparks
Dansby	Hollis	Orr	Tompkins
Deese	Howle	Parker	Trammell
Dickson	Ingram	Peters	Truss
Dunaway	Johnson	Pittman	Tunstall
Faulk	Lawson	Preston	Waddell
Fletcher	Lewis	Ross	Whorton
Gilbert	Lynne	Russell	Wilson
Griffin	Milford	Salter	Woodard
Guy	Mitchell		

—66

On motion of Mr. Bakr the House concurred in and adopted the Senate amendment to the bill H. 11, said Senate amendment being as follows:

Strike out of section one the following words:

"For the length of time the holder was in the military or naval service of the United States during the war with Germany" and insert in lieu thereof the words: "For two years."

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Collins	Johnson	Reynolds
Adams	Crump	Jordan	Ross
Albright	Deese	Lawson	Russell
Allen	Dickson	Lewis	Seale
Andrews	Dodson	Lynne	Shaw
Arnold	Dunaway	Milford	Sherrrod
Baker	Faulk	Mitchell	Smith
Barganier	Fletcher	Moorer	Sparks
Benners	Gilbert	Murphree	Stoddard
Blunt	Guy	McLeod	Tompkins
Bracken	Hale	Oakley	Truss
Brindley	Hare	Oliver	Tunstall
Calvert	Harrison	Orr	Waddell
Carnley	Hawkins	Parker	Whorton
Christian	Hollis	Peters	Williams
Clayton	Howle	Preston	Wilson
Cliett	Ingram		

—66

RESOLUTIONS.

The following resolutions were introduced:

By Mr. Murphree:

H. R. 120. Resolved, that Senate bill No. 134 be made a special, continuing, paramount order of business immediately following disposition of House bill No. 383 entitled: "An act to provide for the general revenue of the State of Alabama."

And the resolution was referred to the Standing Committee on Rules.

By Mr. Lee of Butler:

H. J. R. 121. Whereas, we believe that 4,000,000 veterans of the world war, 79,490 of whom were Alabamians, are a sufficient nucleus for the organization of any army that may be required by our country for some time to come; and

Whereas, the American people will not tolerate the ruthless abandonment of a policy which created that great civilian army which answered the call, never flinched in the face of the severest fire, and whose record of achievement stands as a guarantee of its ability to handle any situation which may confront it; and,

Whereas, the Chamberlain-Kahn bill recently introduced in Congress, abolishes the citizen soldiery of the United States, which public sentiment demands shall be the backbone of its military strength; and at a time when the people are struggling under the burden of excessive taxation, creates, at enormous expense, the machinery for the establishment in America of that detestable Prussian military system which is abhorrent to the American people and is as objectionable in some respects as that to suppress which the war was fought; and

Whereas, the league of nations and the Chamberlain-Kahn bill can never go hand in hand; and

Whereas, the league of nations is a snare and a delusion, or there is no necessity for the passage of the Chamberlain-Kahn bill; and

Whereas, the general staff of the regular army, failing utterly in its efforts to secure for the regular army necessary recruits by volunteer enlistment, now attempts, in time of peace, under the guise of a universal military service bill, to resort to conscription and to seize, from their homes, the youth of America for service in the regular army; in the Philippine Islands, in Hawaii, in Porto Rico, in the canal zone, and even in Russia, should the military dictator created by the provisions of this vicious bill determine that the emergency demands; and

Whereas, the Chamberlain-Kahn bill destroys and places a stigma upon the citizen soldiery of the United States who bore the brunt of fighting as shock troops, and creates a centralized military oligarchy with dangerous potentialities for political abuse and the destruction of that freedom which is vital to the existence of the country;

Therefore, be it resolved by the House of Alabama (the Senate concurring) representing the citizens of Alabama and the Alabama citizen soldiery, whose record of efficiency entitles them to the fullest measure of support, opposes the passage of the Chamberlain-Kahn compulsory military service bill, and urges the Alabama delegation in Congress to secure the defeat of this

measure or any other military measure which has for its object the destruction of the citizen soldiery of America, and the setting up of a centralized autocratic military power.

Be it further resolved, that the Secretary of the Senate and the Clerk of the House be directed to transmit copies of this resolution to each Senator and member of the House of Representatives from Alabama in the Congress of the United States.

And the resolution was referred to the Standing Committee on Rules.

By Mr. McLeod:

H. R. 122. Whereas, the House of Representatives stands for good health, sanitation and public welfare of the citizens of this State;

Whereas, they endorse the practice of hotel and common carriers in condemning the use of the public drinking cup.

Therefore, be it resolved by the members of this House, that the Doorkeeper be requested to furnish the members with sanitary drinking cups and do away with the public drinking cup now in use.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Arnold:

H. 123. Resolved, that House bill No. 401, creating a State highway department, be made a special, paramount order for the thirty-eighth legislative day immediately after reports of standing committees.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Orr:

H. R. 124. Resolved, by the House, that House bill No. 407 be made a special, continuing, paramount order until disposed of for the thirty-seventh legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Jones of Montgomery:

H. R. 125. Resolved, that House bill No. 98, relating to the exemption of soldiers and sailors from payment of poll tax, be made a special, paramount and continuing order for the next legislative day immediately after the report of the Committee on the Revision of the Journal.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Lynne:

H. R. 126. Be it resolved, by the House, that House bill No. 555, judicial circuit bill, be considered immediately after the reading of the journal on the thirty-seventh legislative day and be the paramount and continuing order until disposed of.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Dickson:

H. R. 127. Whereas, the pages of the House are a fine class of boys; and,

Whereas, they have at all times been courteous and genteel in their demeanor; therefore,

Be it resolved, that they are hereby invited to make the trip to Demopolis to attend the cock sale with the members of the Legislature.

And the resolution was adopted.

By Mr. Shaw:

H. R. 128. Resolved, that House bill 634 entitled an act to prevent frauds and impositions upon the people of the State and to protect investors be made a special, continuing, paramount order for the thirty-sixth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Murphree:

H. R. 129. Be it resolved by the House, that House bill 535, be made a special, continuing, paramount order for the first legislative day of the week beginning Aug. 18th, 1919, after the report of the standing committees on a call thereof on that day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Lynne:

H. R. 130. Resolved by the House, that the roll of counties be called immediately and each member be allowed to call up a local bill.

And the resolution was adopted.

BILLS ON THIRD READING.

S. 365. To divide Barbour county into six districts to be known as board of revenue districts, and to provide for the election of a member of the board of revenue of Barbour county from each district, by the qualified voters of each district, and also one member of the board of revenue from the county at large.

Was read a third time at length and passed.
Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Collins	Johnson	Pittman
Adams	Dansby	Jordan	Reynolds
Albright	Deese	Lawson	Ross
Allen	Dickson	Lewis	Russell
Andrews	Dodson	Longshore	Salter
Arnold	Dunaway	Lynne	Seale
Austin	Faulk	Milford	Shaw
Baker	Fletcher	Mitchell	Simpson
Benners	Gilbert	Moorer	Smith
Blunt	Guy	McDonald	Stewart
Brindley	Hale	McLeod	Stoddard
Burks	Hare	Oakley	Trammell
Burns	Harrison	Oliver	Truss
Calvert	Hawkins	Orr	Tunstall
Christian	Hollis	Parker	Waddell
Clayton	Howle	Peters	Wilson
Cobbs	Ingram		

—66

H. 630. To relieve H. T. Deese, a Confederate soldier.
Was read a third time at length and passed.
Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Collins	Ingram	Ross
Adams	Crump	Johnson	Russell
Albright	Dansby	Jordan	Salter
Alexander	Deese	Lawson	Seale
Allen	Dodson	Lewis	Shaw
Andrews	Dunaway	Longshore	Simpson
Arnold	Faulk	Lynne	Smith
Baker	Fletcher	Milford	Sparks
Barganier	Gilbert	Mitchell	Stewart
Benners	Griffin	Moorer	Tompkins
Bracken	Guy	Murphree	Trammell
Brindley	Hale	McLeod	Truss
Calvert	Hare	Oakley	Tunstall
Carnley	Harrison	Orr	Waddell
Christian	Hawkins	Parker	Williams
Clayton	Hollis	Peters	Wilson
Cliett	Howle		

—66

H. 445. To further extend the power and authority of boards of revenue of counties having a population of more than one hundred thousand people, according to the last Federal census, or according to any subsequent Federal census, and particularly to authorize and empower such boards to appropriate money or funds out of the county treasury to aid in maintaining homes or institutions for aged women.

Was read a third time at length and passed.
Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Johnson	Pittman
Adams	Crump	Jordan	Preston
Albright	Dansby	Lawson	Ross
Alexander	Deese	Lee (Butler)	Russell
Allen	Dickson	Lee (Perry)	Salter
Andrews	Dodson	Lewis	Seale
Arnold	Dunaway	Longshore	Shaw
Baker	Faulk	Lynne	Smith
Barganier	Fletcher	Milford	Sparks
Benners	Gilbert	Mitchell	Stewart
Blunt	Guy	Moorer	Stoddard
Bracken	Hale	Murphree	Truss
Brindley	Hare	McLeod	Tunstall
Calvert	Harrison	Oakley	Waddell
Carnley	Hawkins	Orr	Whorton
Christian	Hollis	Parker	Wilson
Cliett	Howle		

—66

H. 732. To designate a certain public road of Alabama as a State trunk road or highway, and to provide the means by which such State trunk road or highway shall be constructed, improved and maintained.

Was taken up. Mr. Baker offered the following amendment to the bill:

Strike out the words, "along the road leading up little Wills Valley."

And the amendment was adopted.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Lawson	Russell
Adams	Dodson	Lewis	Salter
Alexander	Dunaway	Lynne	Seale
Allen	Faulk	Milford	Shaw
Arnold	Fletcher	Mitchell	Simpson
Austin	Gilbert	Moorer	Smith
Baker	Guy	Murphree	Sparks
Benners	Hale	McDonald	Stewart
Blunt	Hardaway	Oakley	Stoddard
Brindley	Hare	Oliver	Tompkins
Carnley	Harrison	Orr	Trammell
Clayton	Hawkins	Parker	Truss
Cliett	Hollis	Peters	Van de Graff
Cobbs	Howle	Pittman	Waddell
Crump	Ingram	Preston	Whorton
Dansby	Johnson	Ross	Wilson
Deese	Jordan		

—66

And the bill:

H. 732. To designate a certain public road of Alabama as a State trunk road or highway, and to provide the means by which such State trunk road or highway shall be constructed, improved and maintained.

As amended, was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Hollis	Preston
Adams	Crump	~~Howie~~	~~Ross~~
Albright	Dansby	Ingram	Russell
Allen	Deese	Johnson	Salter
Andrews	Dodson	Jordan	Seale
Arnold	Dunaway	Lawson	Shaw
Austin	Faulk	Lewis	Simpson
Barganier	Fletcher	Lynne	Smith
Benners	Gilbert	Milford	Stewart
Blunt	Graham (Autauga)	Mitchell	Tompkins
Brindley	Graham (Clarke)	Murphree	Truss
Burks	Guy	McLeod	Tunstall
Calvert	Hale	Oakley	Waddell
Carnley	Hardaway	Orr	Whorton
Christian	Hare	Parker	Wilson
Clayton	Harrison	Peters	Woodard
Cliett	Hawkins		

—66

S. 342. To vacate and to annul the dedication of that part of Fifth, Sixth and Seventh streets in the city of Anniston, State of Alabama, through, over, on or across, and as projected through, over, on or across that certain tract of land situated and being in said city of Anniston and bounded on the north by Tenth street, on the east by the right of way of the main line of the Mobile division of the Southern Railway Company (formerly the East Tennessee, Virginia and Georgia Railway Company), on the south by Fourth street and the right of way of the Birmingham division of the Southern Railway Company (formerly Georgia Pacific Railway Company) and on the west by Glen Addie street and the right of way of the said Birmingham division of the Southern Railway Company.

Was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Andrews	Bracken	Cliett
Adams	Arnold	Brindley	Cobbs
Albright	Baker	Calvert	Crump
Alexander	Barganier	Carnley	Dansby
Allen	Blunt	Clayton	Dickson

Dodson	Howle	Mitchell	Smith
Dunaway	Ingram	Moorer	Stewart
Faulk	Jones (Escambia)	Oliver	Stoddard
Fletcher	Jones (Marengo)	Orr	Trammell
Gilbert	Jones (Montgomery)	Parker	Truss
Guy	Jordan	Partridge	Tunstall
Hale	Lawson	Ross	Waddell
Hardaway	Lee (Perry)	Salter	Whorton
Hare	Lewis	Seale	Williams
Harrison	Longshore	Shaw	Wilson
Hawkins	Lynne	Simpson	Woodard
Hollis	Milford		

—66

H. 595. To create, establish and designate an additional State trunk road to be known as No. 23.

Was taken up. Mr. Baker offered the following amendment to the bill:

Strike out the word "Dawson" and insert "Crossville."

And the amendment was adopted.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Collins	Jordan	Russell
Adams	Crump	Lawson	Salter
Albright	Dansby	Lewis	Seale
Alexander	Deese	Longshore	Shaw
Allen	Dodson	Lynne	Simpson
Andrews	Dunaway	Milford	Smith
Arnold	Faulk	Mitchell	Sparks
Baker	Fletcher	Moorer	Stewart
Benners	Gilbert	Murphree	Tompkins
Blunt	Graham (Autauga)	McLeod	Trammell
Bracken	Guy	Oakley	Truss
Calvert	Hale	Oliver	Tunstall
Christian	Hare	Orr	Waddell
Christopher	Harrison	Peters	Whorton
Clayton	Hollis	Pittman	Wilson
Cliett	Howle	Ross	Woodard
Cobbs	Johnson		

—66

And the bill:

H. 595. To create, establish and designate an additional State trunk road to be known as No. 23.

As amended, was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Allen	Barganier	Carnley
Adams	Andrews	Blunt	Christian
Albright	Arnold	Brindley	Clayton
Alexander	Baker	Calvert	Cliett

Collins	Howle	Orr	Smith
Deese	Ingram	Peters	Sparks
Dickson	Johnson	Pittman	Stewart
Dodson	Jordan	Preston	Stoddard
Faulk	Lawson	Reynolds	Tompkins
Fletcher	Lewis	Ross	Trammell
Gilbert	Lynne	Russell	Truss
Guy	Milford	Salter	Tunstall
Hale	Mitchell	Seale	Waddell
Hardaway	Murphree	Shaw	Whorton
Hare	McDonald	Sherrod	Wilson
Hawkins	Oakley	Simpson	Woodard
Hollis	Oliver		

—66

H. 753. To fix the compensation of grand and petit jurymen in counties having a population of not less than 80,000 nor more than 82,000, according to the last Federal census.

Was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Howle	Pittman
Adams	Collins	Ingram	Preston
Albright	Crump	Johnson	Ross
Alexander	Dansby	Jordan	Russell
Allen	Deese	Lawson	Salter
Andrews	Dickson	Lewis	Seale
Arnold	Dodson	Lynne	Shaw
Baker	Dunaway	Milford	Smith
Barganier	Faulk	Mitchell	Sparks
Benners	Fletcher	Moorer	Stoddard
Blunt	Gilbert	McDonald	Trammell
Bracken	Guy	Oakley	Truss
Brindley	Hale	Oliver	Tunstall
Calvert	Hardaway	Orr	Waddell
Carnley	Hare	Partridge	Whorton
Christopher	Harrison	Peters	Wilson
Clayton	Hollis		

—66

H. 736. To designate a part of the Alabama State trunk highway, beginning at Mt. Vernon camp ground in Fayette county, on Fayette and Columbus highway; thence in a southeasterly direction to where the present road intersects the Fayette and Kennedy road, near the residence of W. B. Harkins, thence along the said Fayette and Kennedy road north of Luxapalila river extending in a southeasterly direction, passing Sudduth cemetery and Holliman's mill, intersecting the Beaverton, Kennedy and Millport highway, about one mile north of Kennedy, Alabama; also the Newtonville road, beginning at Fayette, Alabama, and extending southward to the Tuscaloosa county line, near Newtonville, Alabama; also that certain road, known as Carbon Hill road,

beginning at a point on said Russellville road about six miles northeast of Fayette, Alabama, and extending in a northeasterly direction to Walker county line, near Carbon Hill, Alabama, said roads to be hereafter numbered by the State highway department, as State trunk highways, and to provide that said State trunk highways, created by the provisions of this act, shall receive such benefits as other State trunk highways heretofore established.

Was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Collins	Lawson	Salter
Adams	Dansby	Lewis	Seale
Albright	Deese	Longshore	Shaw
Alexander	Dickson	Lynne	Sherrod
Allen	Dodson	Milford	Smith
Arnold	Faulk	Mitchell	Sparks
Baker	Fletcher	Moorer	Stewart
Benners	Gilbert	Murphree	Stoddard
Blunt	Guy	McLeod	Tompkins
Bracken	Hale	Oakley	Trammell
Brindley	Hare	Orr	Truss
Burns	Hawkins	Parker	Tunstall
Calvert	Hollis	Peters	Waddell
Carnley	Howle	Pittman	Whorton
Christopher	Ingram	Preston	Williams
Clayton	Johnson	Ross	Wilson
Cobbs	Jordan		

—66

S. 347. To amend section (3) of an act entitled, "An act to create and establish the office of general guardian ad litem in all counties of sixty thousand (60,000) population and not exceeding eighty-two thousand (82,000) population according to the last Federal census; to prescribe his duties and qualifications; to provide for his appointment and to fix his compensation and term of office; to provide for the appointment of a guardian ad litem in cases where the general guardian ad litem is disqualified or where the interest of the infants interested in the case are antagonistic or conflicting; and to provide a penalty for wrongfully appointing such guardian ad litem," approved March 22nd, 1911, as amended by an act approved July 27th, 1915.

Was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Andrews	Benners	Brindley
Adams	Arnold	Blunt	Calvert
Allen	Baker	Bracken	Carnley

Clayton	Hawkins	McDonald	Smith
Cliett	Hollis	Oakley	Sparks
Collins	Howle	Oliver	Stewart
Crump	Ingram	Orr	Stoddard
Deese	Johnson	Parker	Tompkins
Dickson	Jordan	Partridge	Trammell
Dunaway	Lawson	Peters	Truss
Faulk	Lewis	Preston	Tunstall
Fletcher	Longshore	Ross	Waddell
Gilbert	Lynne	Russell	Whorton
Guy	Milford	Seale	Williams
Hale	Mitchell	Shaw	Wilson
Hardaway	Moorer	Sherrod	Woodard
Hare	Murphree		

—66

H. 489. To make it unlawful for any person to take or catch fish in any of the waters of this State, or the tributaries of such waters emptying into Choctawhatchee Bay by the use of any seine, hoop-net, trammel-net, or substitute therefor, except fish-baskets used only for the purpose of taking or catching cat fish, and to provide penalties for the violation of the provisions of this act.

Was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jordan	Preston
Adams	Dodson	Lawson	Reynolds
Albright	Faulk	Lewis	Robertson
Allen	Fletcher	Longshore	Ross
Andrews	Gilbert	Lynne	Seale
Barganier	Green	Milford	Shaw
Blunt	Griffin	Mitchell	Smith
Bracken	Guy	Moorer	Sparks
Burks	Hale	Murphree	Stewart
Calvert	Hardaway	McDonald	Tompkins
Christian	Hare	McLeod	Trammell
Clayton	Harrison	Oakley	Truss
Cliett	Hawkins	Oliver	Tunstall
Collins	Hollis	Orr	Waddell
Crump	Howle	Parker	Williams
Dansby	Ingram	Peters	Wilson
Deese	Johnson		

—66

H. 702. To provide for the town of Albertville and school district known as the Albertville school district, to manage and control the affairs of its public schools in said school district; to provide for the election of a board of education by the town council of the town of Albertville, Alabama; to authorize said board of education to mortgage or pledge the property of said public

school for the purpose of procuring additional funds to build or erect and equip a suitable public school building in said town of Albertville, and to authorize payment and satisfaction of said mortgage out of funds hereafter derived from the levy of a special school tax in said school district.

Was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Johnson	Preston
Albright	Crump	Jordan	Ross
Allen	Dansby	Lawson	Russell
Andrews	Deese	Lewis	Salter
Arnold	Dickson	Longshore	Seale
Baker	Dodson	Lynne	Shaw
Barganier	Dunaway	Milford	Simpson
Benners	Faulk	Mitchell	Smith
Blunt	Fletcher	Moorer	Sparks
Bracken	Gilbert	Murphree	Stewart
Brindley	Guy	McLeod	Tompkins
Calvert	Hale	Oakley	Truss
Carnley	Hare	Oliver	Tunstall
Christian	Hawkins	Orr	Waddell
Christopher	Hollis	Parker	Williams
Clayton	Howle	Peters	Wilson
Cliett	Ingram		

—66

H. 756. To ratify, legalize and confirm all grants, rights, privileges, contracts, bonds, conveyances, sales, leases, rentals, purchases, undertakings, agreements or payments in relation to any United States military camp, remount station, base hospital, aviation field or depot, heretofore made or attempted to be made by or for the use of or benefit of all cities in Alabama which now have a population of as much as twenty-five thousand, and less than fifty thousand people according to the last Federal census; to ratify, legalize and confirm all purchases or rentals of real estate or other property, and all contracts or agreements to purchase or rent, whether within or without the corporate limits of such city; to authorize such city to retain, maintain, sell, lease or convey such property; to authorize and legalize the payment of expenses, charges, costs, court costs made or to be made therein or in relation thereto; to extend the police jurisdiction of such city over said real estate to the extent that such real estate lies in the same county as such city.

Was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dodson	Longshore	Russell
Adams	Dunaway	Lynne	Salter
Albright	Faulk	Milford	Seale
Allen	Fletcher	Mitchell	Shaw
Andrews	Gilbert	Moorer	Sherrod
Arnold	Green	Murphree	Smith
Baker	Griffin	McDonald	Sparks
Barganier	Guy	McLeod	Stoddard
Blunt	Hale	Oakley	Trammell
Bracken	Hare	Oliver	Truss
Brindley	Harrison	Orr	Tunstall
Calvert	Hawkins	Parker	Waddell
Carnley	Hollis	Peters	Whorton
Clayton	Ingram	Pittman	Williams
Cobbs	Jordan	Preston	Wilson
Crump	Lawson	Ross	Woodard
Deese	Lewis		

—66

S. 307. To designate a certain public road of the State of Alabama as a State trunk road, and to provide the manner in which such road shall be located, improved and maintained and to make its establishment imperative.

Was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Lawson	Russell
Adams	Dodson	Lewis	Salter
Alexander	Dunaway	Longshore	Seale
Allen	Faulk	Lynne	Shaw
Andrews	Fletcher	Milford	Simpson
Barganier	Gilbert	Mitchell	Smith
Benners	Guy	Murphree	Sparks
Bracken	Hall (Henry)	McLeod	Stoddard
Brindley	Hall (Marion)	Oakley	Tompkins
Calvert	Hale	Oliver	Trammell
Carnley	Hare	Orr	Truss
Christian	Hawkins	Parker	Tunstall
Clayton	Hollis	Peters	Waddell
Cobbs	Howle	Pittman	Whorton
Collins	Ingram	Preston	Williams
Dansby	Johnson	Ross	Wilson
Deese	Jordan		

—66

S. 245. To repeal an act entitled "An act to provide for and regulate the compensation of State witnesses in all courts of record for Covington county, exercising criminal jurisdiction and to provide for the payment of same," approved August 20th, 1915.

Was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Lewis	Ross
Adams	Dodson	Longshore	Russell
Albright	Dunaway	Lynne	Seale
Allen	Faulk	Milford	Shaw
Andrews	Fletcher	Mitchell	Sherrod
Arnold	Gilbert	Moorer	Smith
Baker	Guy	Murphree	Sparks
Benners	Hale	McLeod	Stewart
Bracken	Hare	Oakley	Stoddard
Brindley	Harrison	Oliver	Trammell
Calvert	Hawkins	Orr	Truss
Carnley	Hollis	Parker	Waddell
Clayton	Howle	Peters	Whorton
Cliett	Ingram	Pittman	Williams
Collins	Johnson	Preston	Wilson
Dansby	Jordan	Robertson	Woodard
Deese	Lawson		

—66

H. 68. To require the payment of interest by banks and other depositories, on the funds of the several counties of the State, when deposited in such banks or depositories.

Was taken up. Mr. Dickson moved to consider the vote by which the amendment to the amendment was adopted on the twenty-third day, and the motion prevailed.

Mr. Dickson moved to table the amendment and the motion to table prevailed.

Mr. Dickson offered the following amendment to the substitute:

Provided that the provisions of this act shall not apply to counties having a population of less than two hundred thousand population according to the last or any subsequent Federal census.

And the amendment was adopted. And the substitute as amended was adopted.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Brindley	Faulk	Jordan
Adams	Calvert	Gilbert	Lawson
Albright	Carnley	Guy	Lewis
Alexander	Clayton	Hale	Longshore
Allen	Cliett	Hardaway	Lynne
Andrews	Cobbs	Hare	Milford
Arnold	Crump	Harrison	Mitchell
Baker	Dansby	Hawkins	Moorer
Barganier	Deese	Hollis	McDonald
Benners	Dickson	Howle	Oakley
Blunt	Dodson	Ingram	Oliver
Bracken	Dunaway	Johnson	Orr

Parker	Russell	Sparks	Waddell
Peters	Salter	Stoddard	Whorton
Pittman	Shaw	Truss	Wilson
Preston	Sherrrod	Tunstall	Woodard
Ross	Simpson		

—66

And the bill:

H. 68. To require the payment of interest by banks and other depositories, on the funds of the several counties of the State, when deposited in such banks or depositories.

As amended, was read a third time at length and passed.

Yeas, 80; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Hollis	Orr
Adams	Collins	Howle	Peters
Albright	Crump	Ingram	Pittman
Alexander	Dansby	Jones (Montgomery)	Preston
Allen	Deese	Johnson	Ross
Andrews	Dickson	Jordan	Russell
Arnold	Dodson	Lawson	Salter
Baker	Dunaway	Lee (Perry)	Seale
Barganier	Edwards (Pike)	Lewis	Shaw
Benners	Faulk	Long (Butler)	Sherrrod
Bunt	Fletcher	Longshore	Smith
Bracken	Gilbert	Lynne	Sparks
Brindley	Green	Mathews (Clarke)	Stewart
Burks	Griffin	Milford	Tompkins
Calvert	Guy	Mitchell	Truss
Carnley	Hall (Henry)	Moorer	Tunstall
Christian	Hale	Murphree	Waddell
Christopher	Hardaway	McLeod	Whorton
Clayton	Hare	Oakley	Wilson
Cliett	Harrison	Oliver	Woodard

—80

H. 617 (with amendment). To fix the salary of tax collectors in counties having a population of over eighty-two thousand and not exceeding one hundred thousand according to the last Federal census or any subsequent census and allowances for clerical help in said offices and to provide for payment thereof.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Revision of Laws, said amendment being as follows:

Amend by striking out words "eighteen hundred" in line 7 of Sec. 1 of the bill and insert in lieu thereof the words "twenty-four hundred."

Strike out words "one thousand" in line 9 of Sec. 1 and insert in lieu the words "five hundred."

Add words "of the county" after word "fund" in line 8 of Sec. 1.

And the amendment was adopted.
Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Ingram	Pittman
Adams	Dansby	Johnson	Preston
Alexander	Deese	Jordan	Ross
Allen	Dickson	Lawson	Russell
Andrews	Dodson	Lewis	Salter
Arnold	Dunaway	Longshore	Seale
Austin	Faulk	Lynne	Shaw
Barganier	Fletcher	Milford	Smith
Benners	Gilbert	Mitchell	Sparks
Blunt	Griffin	Murphree	Stoddard
Brindley	Guy	McLeod	Truss
Calvert	Hale	Oakley	Tunstall
Carnley	Hardaway	Oliver	Waddell
Christian	Hare	Orr	Whorton
Clayton	Harrison	Parker	Wilson
Cliett	Hollis	Peters	Woodard
Cobbs	Howle		

—66

And the bill:

H. 617. To fix the salary of tax collectors in counties having a population of over eighty-two thousand and not exceeding one hundred thousand according to the last Federal census or any subsequent census and allowances for clerical help in said offices and to provide for payment thereof.

As amended, was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Lawson	Russell
Adams	Dodson	Lewis	Salter
Albright	Dunaway	Longshore	Seale
Allen	Faulk	Lynne	Shaw
Andrews	Fletcher	Milford	Smith
Arnold	Gilbert	Mitchell	Sparks
Baker	Guy	Moorer	Stewart
Barganier	Hale	McDonald	Stoddard
Blunt	Hardaway	McLeod	Tompkins
Bracken	Hare	Oakley	Trammell
Brindley	Harrison	Oliver	Truss
Carnley	Hawkins	Orr	Tunstall
Christian	Hollis	Parker	Waddell
Cliett	Howle	Peters	Whorton
Cobbs	Ingram	Preston	Wilson
Crump	Johnson	Ross	Woodard
Deese	Jordan		

—66

H. 625. To fix the salary of the deputy solicitor for Baldwin county, Alabama.

Was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Johnson	Ross
Adams	Collins	Jordan	Salter
Albright	Dansby	Lawson	Seale
Alexander	Deese	Lewis	Shaw
Allen	Dickson	Lynne	Sherrrod
Andrews	Dodson	Milford	Simpson
Arnold	Dunaway	Mitchell	Smith
Baker	Faulk	Moorer	Sparks
Barganier	Fletcher	Murphree	Stoddard
Benners	Gilbert	McDonald	Tompkins
Blunt	Guy	McLeod	Truss
Bracken	Hale	Oakley	Tunstall
Brindley	Hare	Orr	Waddell
Calvert	Harrison	Pittman	Whorton
Carnley	Hollis	Preston	Williams
Christian	Howle	Robertson	Wilson
Clayton	Ingram		

—66

S. 357. To designate certain described roads as State trunk roads for Alabama.

Was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cliett	Hawkins	Preston
Adams	Cobbs	Hollis	Reynolds
Albright	Collins	Howle	Ross
Alexander	Crump	Ingram	Russell
Allen	Deese	Johnson	Salter
Andrews	Dodson	Lawson	Sherrrod
Arnold	Dunaway	Lewis	Simpson
Baker	Faulk	Longshore	Smith
Barganier	Fletcher	Lynne	Sparks
Benners	Gilbert	Milford	Tompkins
Blunt	Green	Mitchell	Truss
Brindley	Griffin	Moorer	Tunstall
Burns	Guy	McLeod	Waddell
Calvert	Hale	Oliver	Whorton
Carnley	Hardaway	Orr	Wilson
Christian	Hare	Parker	Woodard
Clayton	Harrison		

—66

H. 633. To provide a turn-out time for stock in Beat 3 in Coffee county, Alabama.

Was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Adams	Dickson	Lawson	Preston
Albright	Dodson	Lewis	Ross
Alexander	Faulk	Longshore	Russell
Allen	Fletcher	Lynne	Salter
Andrews	Gilbert	Milford	Seale
Arnold	Green	Mitchell	Shaw
Baker	Griffin	Moorer	Sherrod
Benners	Guy	Murphree	Simpson
Blunt	Hale	McLeod	Smith
Bracken	Hardaway	Oakley	Stewart
Calvert	Hare	Oliver	Stoddard
Carnley	Hawkins	Orr	Trammell
Clayton	Hollis	Parker	Truss
Cliett	Howle	Partridge	Tunstall
Cobbs	Ingram	Peters	Waddell
Crump	Johnson	Pittman	Whorton
Deese	Jordan		

—66

H. 427. To appropriate the sum of four hundred, twenty-eight and 94/100 dollars, the relief of W. H. Jones, for overpayments of solicitor fees made by him to the State of Alabama as clerk of the circuit court of Covington county during the period from January 1, 1905, to January 1st, 1916.

Was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Collins	Jordan	Russell
Adams	Dansby	Lawson	Salter
Albright	Deese	Lewis	Seale
Alexander	Dickson	Long (Sumter)	Shaw
Allen	Dodson	Longshore	Sherrod
Andrews	Faulk	Lynne	Smith
Arnold	Fletcher	Milford	Sparks
Baker	Gilbert	Mitchell	Stewart
Barganier	Guy	Moorer	Stoddard
Blunt	Hale	McLeod	Tompkins
Bracken	Hare	Oakley	Truss
Brindley	Harrison	Oliver	Tunstall
Burns	Hawkins	Orr	Waddell
Calvert	Hollis	Parker	Whorton
Christian	Howle	Peters	Williams
Clayton	Ingram	Pittman	Wilson
Cliett	Johnson	Ross	

—66

H. 534. To abolish the county court of Coosa county, and the offices pertaining thereto.

Was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker
 Adams
 Albright
 Alexander
 Allen
 Andrews
 Arnold
 Baker
 Barganier
 Benners
 Bracken
 Brindley
 Calvert
 Carnley
 Christian
 Cliett
 Cobbs

Crump
 Deese
 Dickson
 Dodson
 Faulk
 Fletcher
 Gilbert
 Guy
 Hale
 Hare
 Harrison
 Hollis
 Howle
 Ingram
 Johnson
 Jordan
 Lawson

Lewis
 Longshore
 Lynne
 Milford
 Mitchell
 Moorer
 Murphree
 McLeod
 Oliver
 Orr
 Parker
 Peters
 Pittman
 Preston
 Reynolds
 Ross

Russell
 Seale
 Salter
 Shaw
 Smith
 Sparks
 Stewart
 Stoddard
 Trammell
 Truss
 Tunstall
 Whorton
 Williams
 Wilson
 Woodard

Waddell

—66

H. 729. To make better provision for the payment of the fees of State witnesses in criminal cases in the circuit court and county court and before the grand jury of Crenshaw county, to make appropriations therefor and to fix the amount of such fees and to prescribe the duties of the county treasurer under this act.

Was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker
 Adams
 Albright
 Alexander
 Allen
 Andrews
 Arnold
 Baker
 Benners
 Blunt
 Bracken
 Brindley
 Calvert
 Christian
 Clayton
 Cliett
 Collins

Crump
 Deese
 Dickson
 Dodson
 Dunaway
 Faulk
 Fletcher
 Gilbert
 Griffin
 Guy
 Hale
 Hare
 Harrison
 Hawkins
 Hollis
 Howle
 Ingram

Johnson
 Jordan
 Lawson
 Lewis
 Longshore
 Lynne
 Milford
 Mitchell
 Moorer
 Murphree
 Oakley
 Oliver
 Orr
 Parker
 Pittman
 Preston

Ross
 Russell
 Salter
 Shaw
 Sherrod
 Smith
 Sparks
 Stoddard
 Tompkins
 Trammell
 Truss
 Tunstall
 Waddell
 Whorton
 Wilson
 Woodard

—66

H. 573. To regulate and prescribe the manner of electing the county commissioners of Talladega county.

Was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Collins	Howle	Ross
Adams	Crump	Ingram	Salter
Albright	Deese	Jordan	Seale
Alexander	Dickson	Lawson	Shaw
Allen	Dodson	Lewis	Simpson
Andrews	Dunaway	Longshore	Smith
Baker	Faulk	Lynne	Sparks
Barganier	Fletcher	Milford	Stoddard
Benners	Gilbert	Mitchell	Trammell
Blunt	Green	Moorer	Truss
Bracken	Griffin	McLeod	Tunstall
Brindley	Guy	Oakley	Waddell
Calvert	Hale	Oliver	Whorton
Carnley	Hare	Orr	Williams
Christian	Harrison	Parker	Wilson
Clayton	Hawkins	Partridge	Woodard
Cliett	Hollis		

—66

H. 638. To declare the public road leading from Brewton, Alabama, to Monroeville, Alabama, a part of the State highway system.

Was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Collins	Lawson	Russell
Adams	Deese	Lewis	Salter
Albright	Dickson	Longshore	Seale
Alexander	Dodson	Lynne	Shaw
Allen	Dunaway	Milford	Sherrod
Andrews	Faulk	Mitchell	Smith
Arnold	Fletcher	Moorer	Sparks
Baker	Gilbert	Murphree	Stewart
Benners	Guy	McLeod	Stoddard
Blunt	Hale	Oakley	Trammell
Bracken	Hardaway	Oliver	Truss
Brindley	Hare	Orr	Tunstall
Calvert	Hawkins	Parker	Waddell
Carnley	Hollis	Peters	Whorton
Christian	Howle	Preston	Wilson
Clayton	Johnson	Ross	Woodard
Cliett	Jordan		

—66

H. 649. To provide for service by the sheriff and his deputies of criminal processes in State cases in all counties of the State of Alabama which have a population of one hundred and fifty thousand and more, according to the last or any subsequent Federal census, and wherein the sheriff of such counties is upon a salary basis, and to prohibit the service of such process other than herein designated, except processes other than warrants of arrest issued by justices of the peace.

Was read a third time at length and passed.
Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Clayton	Howle	Peters
Adams	Cliett	Ingram	Preston
Albright	Cobbs	Johnson	Ross
Alexander	Crump	Jordan	Russell
Allen	Dansby	Lawson	Salter
Andrews	Deese	Lewis	Seale
Arnold	Dickson	Longshore	Shaw
Baker	Dodson	Lynne	Simpson
Benners	Dunaway	Milford	Smith
Blunt	Faulk	Mitchell	Stewart
Bracken	Fletcher	Moorer	Trammell
Brindley	Gilbert	Murphree	Truss
Burns	Guy	Oakley	Tunstall
Calvert	Hale	Oliver	Waddell
Carnley	Hardaway	Orr	Whorton
Christian	Hare	Parker	Wilson
Christopher	Hollis		

—66

H. 607 (with substitute). To create and designate an additional State trunk road No. to extend from Scottsboro, Alabama, to Fort Payne, Alabama, and confer upon said road all of the rights and privileges now extended to trunk roads in said State.

Was taken up. The question was upon the adoption of the substitute reported by the Standing Committee on Public Roads and Highways, said substitute being as follows:

A BILL

To be entitled an act to create and designate an additional trunk road No. to extend from Fort Payne, Alabama, to Scottsboro, Alabama, and to confer upon said road all of the rights and privileges now extended to trunk roads in this State.

Be it enacted by the Legislature of Alabama:

1. That in addition to the State trunk road now established or provided by law, the public road now laid out between Fort Payne, Alabama, on State trunk road No. 5 and extending by way of Cheavies, Sylvaney, Dutton, Garland's Ferry, Scottsboro, Alabama, northwardly to the State trunk road No. 4, is hereby created and designated as a trunk road and as such shall be entitled to and shall receive all of the rights and privileges now extended to or conferred upon State trunk roads and highways under the laws of this State.

And the substitute was adopted.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Clayton	Howle	Preston
Adams	Cliett	Ingram	Ross
Albright	Cobbs	Johnson	Russell
Alexander	Crump	Jordan	Salter
Allen	Dansby	Lawson	Seale
Andrews	Deese	Lewis	Shaw
Arnold	Dickson	Longshore	Smith
Baker	Dodson	Milford	Sparks
Barganier	Dunaway	Mitchell	Stewart
Benners	Faulk	Moorer	Stoddard
Blunt	Gilbert	Oakley	Trammell
Bracken	Guy	Oliver	Truss
Brindley	Hale	Orr	Tunstall
Calvert	Hare	Parker	Waddell
Carnley	Harrison	Peters	Whorton
Christian	Hawkins	Pittman	Wilson
Christopher	Hollis		

—66

And the bill:

H. 607. To create and designate an additional State trunk road No. to extend from Scottsboro, Alabama, to Fort Payne, Alabama, and confer upon said road all of the rights and privileges now extended to trunk roads in said State.

As amended, by the substitute, was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cliett	Howle	Peters
Adams	Collins	Ingram	Preston
Albright	Crump	Johnson	Reynolds
Allen	Dansby	Jordan	Ross
Andrews	Deese	Lawson	Russell
Arnold	Dickson	Lewis	Salter
Baker	Dodson	Longshore	Seale
Barganier	Dunaway	Lynne	Shaw
Benners	Faulk	Milford	Smith
Blunt	Fletcher	Mitchell	Sparks
Bracken	Gilbert	Moorer	Truss
Brindley	Guy	McDonald	Tunstall
Burns	Hale	McLeod	Waddell
Calvert	Hardaway	Oliver	Whorton
Carnley	Hare	Orr	Wilson
Christian	Hawkins	Parker	Woodard
Clayton	Hollis		

—66

H. 650. To provide for the appointment of bailiffs in circuits composed of only one county and having four or more judges, and having a sheriff serving on a salary basis, and to fix the compensation of such bailiffs and provide for its payment.

Was read a third time at length and passed.
Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Ingram	Ross
Adams	Crump	Johnson	Russell
Alexander	Dansby	Jordan	Salter
Allen	Deese	Lawson	Seale
Andrews	Dickson	Lewis	Shaw
Arnold	Dodson	Lynne	Smith
Baker	Dunaway	Milford	Sparks
Benners	Faulk	Mitchell	Stewart
Blunt	Fletcher	Murphree	Tompkins
Bracken	Gilbert	Oakley	Truss
Brindley	Guy	Oliver	Tunstall
Calvert	Hale	Orr	Waddell
Carnley	Hare	Parker	Whorton
Christian	Harrison	Peters	Williams
Christopher	Hawkins	Pittman	Wilson
Clayton	Hollis	Preston	Woodard
Cliett	Howle		

—66

H. 743. To vacate, close and annul as a public highway or street, that portion of 25th street, which lies between the north-west sides of 7th alley and the southwest side of 8th avenue.

Was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Lawson	Ross
Adams	Dodson	Lewis	Russell
Alexander	Dunaway	Longshore	Salter
Allen	Faulk	Lynne	Seale
Andrews	Fletcher	Milford	Shaw
Arnold	Gilbert	Mitchell	Sherrod
Baker	Guy	Moorer	Smith
Benners	Hale	Murphree	Sparks
Blunt	Hardaway	McDonald	Stewart
Bracken	Hare	McLeod	Truss
Calvert	Harrison	Oakley	Tunstall
Christian	Hawkins	Oliver	Waddell
Clayton	Hollis	Orr	Whorton
Cliett	Howle	Parker	Williams
Collins	Ingram	Peters	Wilson
Crump	Johnson	Pittman	Woodard
Deese	Jordan		

—66

H. 659. To establish an additional State trunk road, or State aid road, running from Hamilton, thence to the Illinois Central Railroad crossing at Wiginton, by way of Jackson military road, as the same now runs.

Was read a third time at length and passed.
Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Johnson	Preston
Adams	Dansby	Jordan	Ross
Albright	Deese	Lawson	Russell
Alexander	Dickson	Lewis	Salter
Allen	Dodson	Longshore	Seale
Andrews	Dunaway	Lynne	Shaw
Arnold	Faulk	Milford	Simpson
Baker	Fletcher	Mitchell	Smith
Barganier	Gilbert	Moorer	Sparks
Benners	Green	McDonald	Stoddard
Blunt	Griffin	McLeod	Trammell
Brindley	Guy	Oliver	Truss
Calvert	Hale	Orr	Tunstall
Carnley	Hare	Parker	Waddell
Christian	Hawkins	Peters	Whorton
Clayton	Hollis	Pittman	Woodard
Cliett	Howle		

—66

H. 701. To amend section 1 of an act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained, approved August 10th, 1915.

Was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Lawson	Ross
Adams	Deese	Lewis	Russell
Albright	Dickson	Longshore	Salter
Allen	Dodson	Lynne	Seale
Andrews	Faulk	Milford	Shaw
Arnold	Fletcher	Mitchell	Sherrod
Baker	Gilbert	Moorer	Smith
Barganier	Guy	Murphree	Sparks
Benners	Hale	McLeod	Stoddard
Bracken	Hardaway	Oakley	Trammell
Brindley	Hare	Oliver	Truss
Calvert	Harrison	Orr	Tunstall
Carnley	Hollis	Parker	Waddell
Christian	Howle	Peters	Whorton
Clayton	Ingram	Pittman	Wilson
Cliett	Johnson	Preston	Woodard
Cobbs	Jordan		

—66

S. 313. To amend section 1 of an act entitled "An act creating and establishing the juvenile court of Mobile county, and defining its powers and jurisdiction; providing for the process and

procedure of said court; for the equipment of said court; for officers of said court and their salaries and defining their powers and providing a commission to aid in carrying out the work of the court and prescribing its duties."

Was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Ingram	Ross
Adams	Dodson	Johnson	Russell
Allen	Dunaway	Jordan	Salter
Andrews	Edwards (Dallas)	Lawson	Seale
Arnold	Edwards (Pike)	Lewis	Shaw
Austin	Ellis (Bullock)	Longshore	Simpson
Baker	Ellis (Elmore)	Lynne	Smith
Benners	Faulk	Milford	Stewart
Blunt	Fletcher	Mitchell	Stoddard
Bracken	Gilbert	Moorer	Trammell
Burns	Guy	McLeod	Truss
Carnley	Hale	Oliver	Tunstall
Clayton	Hare	Orr	Waddell
Cliett	Harrison	Parker	Whorton
Cobbs	Hawkins	Pittman	Wilson
Dansby	Hollis	Preston	Woodard
Deese	Howle		

—66

S. 403. To amend section 1 of "An act to provide for the more efficient working of the public roads in Mobile county, and certain streets and public thoroughfares in the city of Mobile; provide for the control, working, building, maintenance and improvement of the same by the board of revenue and road commissioners of Mobile county; to prescribe the duties and fix the authority of said board; to provide for the levy and collection of a road tax, and the method of disbursing moneys necessary to carry out the provisions of this act and provide penalties for violation of its provision," which act was approved August 2nd, 1907, which said proposed act is as follows: An act to amend section 1 of "An act to provide for the more efficient working of the public roads in Mobile county, and certain streets and public thoroughfares in the city of Mobile; provide for the control, working, building, maintenance and improvement of the same by the board of revenue and road commissioners of Mobile county; to prescribe the duties and fix the authority of said board; to provide for the levy and collection of a road tax; and the method of disbursing moneys necessary to carry out the provisions of this act, and provide penalties for violation of its provisions," as approved August 2nd, 1907.

Was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cliett	Howle	Preston
Adams	Cobbs	Ingram	Ross
Albright	Collins	Johnson	Russell
Alexander	Crump	Jordan	Salter
Allen	Deese	Lawson	Seale
Andrews	Dickson	Lewis	Shaw
Arnold	Dodson	Longshore	Sherrod
Baker	Dunaway	Lynne	Smith
Barganier	Faulk	Milford	Stewart
Benners	Gilbert	Moorer	Stoddard
Blunt	Griffin	Oakley	Truss
Bracken	Guy	Oliver	Tunstall
Brindley	Hale	Orr	Waddell
Calvert	Hare	Parker	Whorton
Carnley	Harrison	Peters	Wilson
Christian	Hawkins	Pittman	Woodard
Clayton	Hollis		

—66

S. 329. To provide for and fix the compensation to be allowed the sheriff and circuit clerk of Covington county for all official duties for the compensation of which no express provision is made by law; and to provide how the court of county commissioners of Covington county shall fix and allow said compensation and to regulate the same; to provide for the repeal of all laws, local, special or general in conflict therewith insofar as they relate to the compensation of the sheriff and circuit clerk of Covington county.

Was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Ingram	Preston
Adams	Crump	Johnson	Russell
Albright	Dansby	Jordan	Salter
Allen	Deese	Lawson	Seale
Andrews	Dickson	Lewis	Shaw
Arnold	Dunaway	Longshore	Smith
Baker	Faulk	Milford	Sparks
Barganier	Fletcher	Mitchell	Stoddard
Benners	Gilbert	Moorer	Trammell
Blunt	Guy	McDonald	Truss
Bracken	Hale	McLeod	Tunstall
Brindley	Hardaway	Oakley	Waddell
Calvert	Hare	Oliver	Whorton
Carnley	Harrison	Orr	Williams
Christopher	Hawkins	Peters	Wilson
Clayton	Hollis	Pittman	Woodard
Cliett	Howle		

—66

H. 720. Empowering the clerk of the circuit court in the county of Baldwin to take affidavits for the arrest of parties charged with crime, and to issue warrants for the arrest of such parties, returnable before the judge of the county court.

Was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Johnson	Ross
Adams	Dansby	Jordan	~~Russell~~
Albright	Deese	Lawson	Salter
Alexander	Dickson	Lewis	Seale
Allen	Dodson	Longshore	Shaw
Andrews	Dunaway	Lynne	Smith
Arnold	Faulk	Milford	Sparks
Baker	Fletcher	Mitchell	Stewart
Benners	Gilbert	Moorer	Stoddard
Blunt	Guy	Murphree	Trammell
Brindley	Hale	Oakley	Truss
Calvert	Hare	Orr	Tunstall
Carnley	Hawkins	Parker	Waddell
Clayton	Hollis	Peters	Whorton
Cliett	Holmes (Baldwin)	Pittman	Wilson
Cobbs	Howle	Preston	Woodard
Collins	Ingram		

—66

H. 753. To fix the compensation of grand and petit jurymen in counties having a population of not less than 80,000 nor more than 82,000, according to the last Federal census.

Was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Adams	Deese	Lawson	Ross
Albright	Dickson	Lewis	Russell
Allen	Dodson	Longshore	Salter
Arnold	Dunaway	Lynne	Seale
Baker	Faulk	Milford	Shaw
Benners	Gilbert	Mitchell	Simpson
Blunt	Griffin	Moorer	Smith
Bracken	Guy	McDonald	Sparks
Brindley	Hale	McLeod	Stewart
Calvert	Hare	Oakley	Tompkins
Carnley	Harrison	Oliver	Truss
Christian	Hawkins	Orr	Tunstall
Christopher	Hollis	Parker	Waddell
Clayton	Howle	Peters	Whorton
Cliett	Ingram	Pittman	Wilson
Cobbs	Johnson	Preston	Woodard
Crump	Jordan		

—66

H. 706. To appropriate the sum of \$234.00 to be paid to Israel Belser in full settlement of the amount due him by the State of Alabama for services rendered as assistant State chaplain of convicts during 1915 and part of 1916, for which services he has not been paid.

Was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cliett	Howle	Preston
Adams	Cobbs	Ingram	Ross
Albright	Crump	Johnson	Russell
Alexander	Dansby	Jordan	Salter
Allen	Deese	Lawson	Seale
Andrews	Dickson	Lewis	Shaw
Arnold	Dodson	Longshore	Smith
Baker	Dunaway	Lynne	Sparks
Barganier	Faulk	Milford	Stoddard
Benners	Fletcher	Mitchell	Trammell
Blunt	Gilbert	Murphree	Truss
Bracken	Guy	McLeod	Tunstall
Brindley	Hale	Oakley	Waddell
Calvert	Hare	Orr	Whorton
Carnley	Harrison	Parker	Wilson
Christian	Hawkins	Pittman	Woodard
Clayton	Hollis		

—66

H. 478 (with amendment). To prohibit goats from running at large in precinct 9 of Jefferson county, Alabama, and to prescribe the jurisdiction and a penalty for the violation thereof.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Agriculture, said amendment being as follows:

By striking out the imprisonment and making the fine from one to ten dollars.

And the amendment was adopted.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Burks	Dodson	Hawkins
Adams	Burns	Dunaway	Hollis
Albright	Calvert	Faulk	Howle
Allen	Carnley	Fletcher	Ingram
Andrews	Christian	Gilbert	Johnson
Arnold	Clayton	Green	Jordan
Baker	Cliett	Griffin	Lawson
Barganier	Collins	Guy	Lewis
Benners	Crump	Hale	Lynne
Blunt	Deese	Hare	Milford
Bracken	Dickson	Harrison	Moorer

Murphree	Preston	Smith	Tunstall
McLeod	Ross	Sparks	Waddell
Oliver	Russell	Stewart	Whorton
Orr	Seale	Tompkins	Wilson
Peters	Shaw	Truss	Woodard
Pittman	Simpson		

—66

And the bill:

H. 478. To prohibit goats from running at large in precinct 9 of Jefferson county, Alabama, and to prescribe the jurisdiction and a penalty for the violation thereof.

As amended, was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:			
Mr. Speaker	Dansby	Johnson	Ross
Adams	Deese	Jordan	Russell
Albright	Dickson	Lawson	Salter
Alexander	Dodson	Lewis	Seale
Allen	Dunaway	Longshore	Shaw
Andrews	Faulk	Lynne	Simpson
Arnold	Fletcher	Milford	Smith
Baker	Gilbert	Mitchell	Sparks
Benners	Guy	Moorer	Stewart
Blunt	Hale	Oakley	Tompkins
Brindley	Hardaway	Oliver	Trammell
Carnley	Hare	Orr	Truss
Christian	Harrison	Parker	Tunstall
Christopher	Hawkins	Peters	Waddell
Clayton	Hollis	Pittman	Whorton
Cliett	Howle	Preston	Wilson
Crump	Ingram		

—66

H. 712. To provide for the consolidation of adjacent or contiguous cities having each a population between four thousand and six thousand five hundred, according to the last preceding official and published Federal census, and to provide for the organization and officers of such consolidated city.

Was taken up. Mr. Lynne offered the following amendment to the bill:

Amend House bill No. 712 as follows: By striking out of paragraph six the following: "The city council of the smaller constituent city shall convene and elect any and all additional members of the council, as may be necessary, to give the smaller city a membership equal in number to that of the council of the larger constituent city, and which shall be done within five days after said announcement of the result of the election; that thereupon, and thereafter."

And the amendment was adopted.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Ingram	Ross
Adams	Collins	Johnson	Russell
Albright	Crump	Jordan	Salter
Alexander	Deese	Lawson	Seale
Allen	Dickson	Lewis	Shaw
Andrews	Dodson	Longshore	Smith
Arnold	Dunaway	Lynne	Sparks
Barganier	Faulk	Milford	Stewart
Benners	Fletcher	Moorer	Stoddard
Bracken	Gilbert	McDonald	Trammell
Brindley	Guy	Oakley	Truss
Burns	Hale	Orr	Tunstall
Calvert	Hare	Parker	Waddell
Carnley	Harrison	Pittman	Whorton
Christian	Hawkins	Preston	Wilson
Clayton	Hollis	Reynolds	Woodard
Cliett	Howle		

—66

Mr. Lynne offered the following amendment to the bill:

Amend House bill 712 as follows: By striking out of section seven the following: "The members present constituting a quorum for the transaction of business whether a majority be present or not."

And the amendment was adopted.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cliett	Hollis	Peters
Adams	Cobbs	Howle	Ross
Albright	Crump	Ingram	Russell
Alexander	Dansby	Johnson	Salter
Allen	Deese	Jordan	Seale
Andrews	Dickson	Lawson	Shaw
Arnold	Dodson	Lewis	Sherrod
Baker	Dunaway	Longshore	Smith
Barganier	Faulk	Lynne	Sparks
Benners	Fletcher	Milford	Stewart
Blunt	Gilbert	Mitchell	Tompkins
Bracken	Guy	Moorer	Truss
Brindley	Hale	Oakley	Waddell
Calvert	Hardaway	Oliver	Whorton
Carnley	Hare	Orr	Wilson
Christopher	Harrison	Parker	Woodard
Clayton	Hawkins		

—66

Mr. Lynne offered the following amendment to the bill:

Amend House bill 712 by adding the following to section seven: "Provided that no officer shall be elected and no ordinance shall be passed unless voted for by two-thirds of the combined members of the two constituent and consolidated towns."

And the amendment was adopted.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Johnson	Preston
Adams	Deese	Jordan	Ross
Albright	Dickson	Lawson	Salter
Alexander	Dodson	Lewis	Seale
Allen	Dunaway	Longshore	Shaw
Andrews	Faulk	Lynne	Sherrod
Baker	Fletcher	Milford	Smith
Benness	Gilbert	Mitchell	Stewart
Bracken	Guy	Moorer	Tompkins
Brindley	Hale	Murphree	Trammell
Calvert	Hardaway	McLeod	Truss
Carnley	Hare	Oakley	Tunstall
Christian	Harrison	Oliver	Waddell
Clayton	Hawkins	Orr	Whorton
Cliett	Hollis	Parker	Wilson
Cobbs	Howle	Peters	Woodard
Crump	Ingram		

—66

Mr. Brindley offered the following amendment to the bill:

Amend section two so as to read as follows: "That when petitions from each of said cities signed by ten per cent of the number of qualified voters in each of said cities shall be presented to the judge of probate of the county in which said cities are located within a period of ten days, he shall, within five days from and after the presentation of the last said petitions, order an election to be held in each of said cities for the purpose of submitting the question of the consolidation of the said cities to the qualified voters in each of said cities; provided, however, that no election can be held under authority of this act unless held within ninety days from and after the approval of this act; and, provided further, that if an election is held under the authority of this act within said time, and if, at said election, a majority of the qualified voters in either of said cities shall vote against consolidation of said cities, the judge of probate shall so declare and publish that said cities did not consolidate at said election, and shall dismiss all of said petitions, and all proceedings referring thereto; and, provided further that if, at any election held on the question of consolidation under authority of this act, a majority of the qualified voters in either of said cities vote against consolidation, that no subsequent election can be held until one year after the date of the last preceding election on said question, and not then unless a majority of the qualified voters of each of said cities petition the judge of probate for said election.

On motion of Mr. Lynne, the amendment offered by Mr. Brindley was laid upon the table.

And the bill:

H. 712. To provide for the consolidation of adjacent or contiguous cities having each a population between four thousand and six thousand five hundred, according to the last preceding official and published Federal census, and to provide for the organization and officers of such consolidated city.

As amended, was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Ingram	Ross
Adams	Collins	Johnson	Russell
Albright	Dansby	Jordan	Salter
Alexander	Deese	Lawson	Seale
Allen	Dickson	Lewis	Shaw
Andrews	Dodson	Longshore	Smith
Arnold	Dunaway	Lynne	Sparks
Baker	Faulk	Milford	Stewart
Benners	Fletcher	Mitchell	Tompkins
Bracken	Gilbert	Moorer	Trammell
Burks	Guy	McLeod	Truss
Burns	Hale	Oliver	Tunstall
Calvert	Hare	Orr	Waddell
Carnley	Harrison	Parker	Whorton
Christian	Hawkins	Peters	Wilson
Clayton	Hollis	Preston	Woodard
Cliett	Howle		

—66

S. 276. To provide for the appointment of an assistant solicitor for each judicial circuit in the State composed of one county with three circuit judges, to fix the term of said office, to prescribe the duties and authority of said assistant solicitor, and to fix his compensation.

Was taken up and on motion of Mr. Cobbs was indefinitely postponed.

H. 629 (with substitute). To amend section 1 of an act entitled "An act to designate certain public roads of the State of Alabama as State trunk roads, and to provide the manner in which said roads shall be located, improved and maintained," approved September 10, 1915.

Was taken up. The question was upon the adoption of the substitute reported by the Standing Committee on Public Roads and Highways, said substitute being as follows:

A BILL

To be entitled an act to amend section 1 of an act entitled "An act to designate certain public roads of the State of Alabama as State trunk roads, and to provide the manner in which said roads

shall be located, improved and maintained," approved September 10, 1915.

Be it enacted by the Legislature of Alabama:

1. That section 1 of an act to designate certain public roads of the State of Alabama as State trunk roads, and to provide the manner in which such roads shall be located, improved and maintained, approved September 10, 1915, be amended by adding after road number 15, as described therein, road number 15½, to be described as follows: "Road number 15½. Begin at Wagar on or near trunk road number 1, and extending northward to Chatom, Silas, Gilberttown, Butler, Lisman, Halsell, Cuba, thence to York.

And the substitute was adopted.

Yeas, 68; Nays, 0.

Yeas:

Messrs:

Mr. Speaker

Adams

Albright

Alexander

Allen

Andrews

Arnold

Baker

Barganier

Benners

Blunt

Brindley

Calvert

Carnley

Christian

Clayton

Cliett

Collins

Crump

Dansby

Deese

Dickson

Dodson

Dunaway

Faulk

Fletcher

Gilbert

Green

Griffin

Guy

Hale

Hare

Harrison

Hawkins

Hollis

Howle

Ingram

Johnson

Jordan

Lawson

Lewis

Longshore

Lynne

Milford

Mitchell

Moorer

McDonald

Oliver

Orr

Parker

Peters

Pittman

Preston

Ross

Russell

Salter

Seale

Shaw

Sherrod

Simpson

Smith

Sparks

Stewart

Stoddard

Tompkins

Truss

Tunstall

Waddell

Whorton

Wilson

—66

And the bill:

H. 629. To amend section 1 of an act entitled "An act to designate certain public roads of the State of Alabama as State trunk roads, and to provide the manner in which said roads shall be located, improved and maintained," approved September 10, 1915.

As amended by the substitute, was read a third time at length and passed.

Yeas, 68; Nays, 0.

Yeas:

Messrs:

Mr. Speaker

Adams

Albright

Alexander

Allen

Andrews

Baker

Barganier

Benners

Blunt

Bracken

Brindley

Burks

Burns

Calvert

Carnley

Clayton	Hare	Mitchell	Sherrod
Cliett	Harrison	Moorer	Smith
Cobbs	Hawkins	Murphree	Sparks
Collins	Hollis	McLeod	Stewart
Crump	Howle	Oliver	Stoddard
Dickson	Ingram	Parker	Tompkins
Dodson	Johnson	Peters	Trammell
Dunaway	Jordan	Pittman	Truss
Faulk	Lawson	Preston	Tunstall
Fletcher	Lewis	Ross	Waddell
Gilbert	Longshore	Russell	Whorton
Guy	Lynne	Seale	Wilson
Hale	Milford	Shaw	Woodard

—68

H. 527. For the protection of salt water shrimp, to provide the manner in which said crustaceans may be caught, taken and marketed; to fix the seasons during which they may be caught; to authorize the issuance of licenses to persons seining for salt water shrimp, to provide a tax on all salt water shrimp taken in the waters within the State of Alabama, and to provide penalties for the violation of the provisions of this act.

Was taken up. Mr. Holmes of Baldwin offered the following substitute for the bill:

SUBSTITUTE FOR H. 527.

By Mr. Holmes of Baldwin:

A bill to be entitled an act for the protection of salt water shrimp, to provide the manner in which said crustaceans may be caught, taken and marketed, to fix the season during which they may be caught, to authorize the issuance of licenses to persons seining for salt water shrimp, to provide a tax on all salt water shrimp taken in the waters within the State of Alabama, and to provide penalties for the violation of the provisions of this act.

Be it enacted by the Legislature of Alabama:

Section 1. That all salt water shrimp found in any of the waters of this State be and the same are hereby declared to be the property of the State for the purpose of protecting the same, and regulating the manner in which they shall be taken, and marketed.

Section 2. That no person within the State of Alabama shall catch or have in possession, living or dead, any salt water shrimp, or part thereof, or purchase or sell or offer for sale any salt water shrimp, or part thereof, after the same has been caught, except as permitted by the provisions of this act.

Section 3. That it shall be unlawful for any person, firm or corporation to catch, or attempt to catch, any salt water shrimp between the 1st day of June and the 1st day of August of each

year. Provided this section shall not apply to shrimp sold or shipped in the fresh state, except for canning purposes.

Section 4. That it shall be unlawful for any person, firm or corporation, to catch, or attempt to catch, any salt water shrimp by the use of any seines or other device, except cast nets, for the purpose of catching salt water shrimp, unless an annual license fee, due and payable on the 1st of August in each and every year at the rate herein provided, and the said annual license shall be at all times in the possession of the party, or parties, operating the same for the purpose of taking salt water shrimp, such licenses to be issued by the duly authorized department of the State government and the proceeds thereof to be paid into the State treasury and placed to the credit of the oyster fund. The following license tax shall be paid by persons operating seines used for the purpose of taking or catching salt water shrimp on all seines up to thirty feet, \$5.00, from thirty to three hundred feet, \$10.00, and from three hundred to nine hundred feet, \$15.00, and over nine hundred feet, \$25.00.

Section 5. That it shall be unlawful for any person to use any boat for the purpose of drawing a seine, used in catching shrimp, or hauling or carrying shrimp, without first having secured an annual license, due and payable on the 1st of October in each and every year, as follows: For each and every boat owned by a resident of this State, up to five ton capacity, shall be an annual license fee of \$5.00; for every boat, from five to fifteen ton capacity, shall be an annual license fee of \$15.00; and for all boats over fifteen ton capacity shall be an annual license fee of \$25.00; that for all boats owned by non-residents of this State, used for the purpose of catching or hauling shrimp, within the State, up to five ton capacity, shall be due and payable on the 1st of October, in each and every year, an annual license of \$10.00, for every boat owned by non-residents, used for the purpose of taking or hauling shrimp within the State, of from five to fifteen ton capacity, shall be paid an annual license fee of \$30.00, and for every boat used by non-residents of this State for the purpose of taking or hauling shrimp within the State, of from five to fifteen ton capacity, shall be paid an annual license fee of \$30.00, and for every boat used by non-residents of this State for the purpose of taking or hauling shrimp within the State, of over fifteen ton capacity, shall be paid an annual license fee of \$50.00. Said licenses to be issued by the State department authorized by law to administer the laws of this State for the protection of shrimp.

Section 6. That a standard measure for shrimp is hereby established which said measure shall consist of a tub, or other round vessel, seventeen inches in diameter inside at the bottom, twenty-one and one-half inches in diameter inside at the top, and

fourteen and one-half inches inside from bottom to top; two of these measures filled to the top shall make one barrel.

Section 7. That it shall be unlawful to catch or market salt water shrimp for commercial purposes, that is, for canning, drying, or shipping within the State unless a tax of five cents per barrel be paid by the person, firm or corporation, catching the same for the purpose of canning, drying or shipping, or purchasing the same from independent shrimp fishermen for the purpose of canning, drying or shipping, and said tax to be paid but once.

Section 8. That it shall be unlawful for any person, firm, or corporation to take, carry or transport by water any salt water shrimp, taken in the waters of Alabama, except canned shrimp, to a point beyond the boundary line of said State unless the usual market price, paid by canneries and dealers, for shrimp in the fresh state, in the place to which they are so transported, is higher than the price paid for same in this State; provided that every person, firm or corporation, transporting salt water shrimp by water, taken within the State of Alabama to a point outside of the State line, shall pay a tax of twenty cents per barrel upon such shrimp transported beyond the boundaries of said State, except canned shrimp, before said shrimp are permitted to leave the State.

Section 9. That all tax imposed by the provisions of this act on salt water shrimp shall be paid to the duly authorized agent of the State department vested with the power of enforcing the provisions of this act, and all tax, licenses and fines, collected under the provisions of this act, shall be forwarded on the 1st of the following month after the collection of the same to the State treasurer and placed to the credit of the oyster fund.

Section 10. That any person, firm or corporation violating any of the provisions of this act shall be guilty of a misdemeanor and upon conviction shall be fined not less than \$100 nor more than one thousand dollars for each offense, which fine shall be paid in the lawful money of the United States of America, and shall be forwarded by the court collecting the same to the State treasurer and paid into the oyster fund.

Section 11. That it shall be the duty of the chief oyster inspector and his assistants to see to the enforcement of the provisions of this act, and the collection of all taxes, fines and licenses, and said chief oyster inspector under the supervision and direction of the commissioner of conservation shall issue all licenses required hereunder.

Section 12. That no person who has not been a bona fide resident of the State for more than one year, next preceding, shall be permitted to catch shrimp from the waters of this State, to be shipped out of this State by water.

Section 13. That the commissioner of conservation shall have the power to establish ports of entry, which shall include Alabama Port, Cedar Point, Dauphin Island and Bayou LaBatre, and such ports so established shall be the only ports used by persons, or boats, landing shrimp in Alabama by water, or at which the tax is to be paid by those liable for same; and it is hereby made unlawful to so use any other port than those regularly established by the said commissioner of conservation.

Section 14. That the commissioner of conservation shall have the power to make such **regulations and rules**, ~~not inconsistent~~ with the provisions of this act, to the end that the shrimp of the State may be adequately protected and the industry encouraged.

Section 15. That the tax on shrimp, imposed by the provisions of this act, shall be paid to the chief oyster inspector or his assistants.

Section 16. That the catchers of shrimp shall make daily reports in writing to the chief oyster inspector of the number of barrels of shrimp caught, the person, firm or corporation, or boat, to whom such shrimp were sold, and the purchaser of said shrimp from the catchers, or dealers, or factories catching their own shrimp, shall make monthly reports in writing to the chief oyster inspector of the number of barrels of shrimp purchased from the catchers, or used, the names of such catchers from whom purchased, and the date of purchase. And should any dealer or factory, within or without the State, fail or refuse to make such reports, it shall be unlawful for the catchers, after notice thereof from the chief oyster inspector, to sell or deliver any shrimp to such dealers or factories, or boats furnishing shrimp to the same, or for any factory to catch any shrimp for use in such factory, within the State, until notified by the inspector that such dealer or factory has complied with the requirements of this law.

Section 17. All laws and parts of laws in conflict with the provisions of this act be and the same are hereby repealed.

Section 18. This act shall take effect immediately upon its passage and approval by the governor.

Section 19. That in all cases in which it shall be necessary to make proof as to the prices at which any sea-food was sold, on any particular day, in other states, the burden of proof shall be upon the party, shipping or selling such sea-food out of the State, to show same.

Section 20. That no shrimp ~~or~~ other sea-food shall become the property of any person, firm or corporation unless the laws of this State, protecting such sea-food and prescribing the manner under which same shall be taken, caught, transported, or marketed, be complied with as set forth in the laws for the preservation and protection of such sea-food.

And the substitute was adopted.

Yeas, 70; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cliett	Holmes (Baldwin)	Preston
Adams	Cobbs	Howle	Ross
Albright	Collins	Ingram	Russell
Alexander	Crump	Johnson	Salter
Allen	Dansby	Jordan	Shaw
Andrews	Deese	Lawson	Sherrod
Arnold	Dickson	Lewis	Smith
Baker	Dodson	Longshore	Sparks
Barganier	Dunaway	Lynne	Stewart
Benners	Faulk	Milford	Stoddard
Blunt	Fletcher	Moorer	Trammell
Bracken	Gilbert	Murphree	Truss
Brindley	Guy	McLeod	Tunstall
Calvert	Hardaway	Oakley	Waddell
Carnley	Hare	Orr	Whorton
Christian	Harrison	Parker	Wilson
Christopher	Hawkins	Peters	Woodard
Clayton	Hollis		

—70

And the bill:

H. 527. For the protection of salt water shrimp, to provide the manner in which said crustaceans may be caught, taken and marketed; to fix the seasons during which they may be caught; to authorize the issuance of licenses to persons seining for salt water shrimp, to provide a tax on all salt water shrimp taken in the waters within the State of Alabama, and to provide penalties for the violation of the provisions of this act.

As amended by the substitute, was read a third time at length and passed.

Yeas, 70; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cliett	Howle	Pittman
Adams	Cobbs	Ingram	Preston
Albright	Collins	Johnson	Ross
Alexander	Crump	Jordan	Salter
Allen	Dansby	Lawson	Seale
Andrews	Deese	Lewis	Shaw
Arnold	Dickson	Longshore	Simpson
Baker	Dodson	Lynne	Smith
Barganier	Dunaway	Milford	Sparks
Benners	Faulk	Moorer	Stewart
Blunt	Fletcher	Murphree	Tompkins
Bracken	Gilbert	McLeod	Truss
Brindley	Guy	Oakley	Tunstall
Burks	Hale	Oliver	Waddell
Calvert	Hardaway	Orr	Whorton
Carnley	Hare	Parker	Wilson
Christian	Hawkins	Peters	Woodard
Christopher	Hollis		

—70

H. 687. To conserve and save from depletion the public oyster reefs of Alabama, and to further regulate the taking of oysters from the public reefs of the State, and for the protection and extension of such reefs, and the development of the oyster industry, and to provide that all expenses incurred in carrying the provisions of this act into effect shall be paid out of the oyster fund.

Was taken up. Mr. Holmes of Baldwin offered the following substitute for the bill:

SUBSTITUTE FOR H. 687

By Mr. Holmes of Baldwin:

A bill to be entitled an act to conserve and save from depletion the public oyster reefs of Alabama, and to further regulate the taking of oysters from the public reefs of the State, and for the protection of and extension of such reefs, and the development of the oyster industry, to declare such oysters the property of the State and to prescribe the condition under which such title may be divested, and such oysters become articles of commerce, to provide for the payment of a license and tax by those catching, selling, or transporting the same, the rules of evidence on the trials of those violating the provisions of this act, who may try such cases, provide penalties for the violation of this act, and that all expenses incurred in carrying the provisions of same into effect shall be paid out of the oyster fund.

Be it enacted by the Legislature of Alabama:

Section 1. That it shall be unlawful for any one to remove from the public reefs of this State any oysters for sale without first obtaining a license from the chief oyster inspector, the cost of which shall be regulated by the size of the boat used in connection with such taking, or number of persons operating same. No license shall be less than one dollar per annum for each catcher of oysters, and if the boat used is of more than one ton capacity, one dollar per additional ton shall be charged for each ton in excess of one ton. For example, if the boat so used does not exceed one ton and one man is catching from the same, one dollar shall be paid; but if more than one man is catching from same, one dollar shall be paid by each man. If the boat used has the capacity of two tons, a license of two dollars shall be charged, provided not more than two men are catching oysters from the same, but if more than two, then one dollar for each man. Those who have not been bona fide residents of the State of Alabama for one year or more, next prior to the issuance of such license, shall pay a double license, also boats owned or operated by persons who have not been bona fide residents of this State for more

than one year, next preceding the issuance of such license, and boats of foreign corporations, or boats taking oysters out of the State, shall pay a double license. Licenses shall be paid on September 1st.

Section 2. That no oysters from the public reefs of this State, except canned oysters, shall be carried out of this State by water if the oyster factories in this State will pay as much for them as factories located in Florida, Mississippi or Louisiana, pay for oysters caught in said states.

Section 3. That all oysters taken from the public reefs of this State for sale shall be paid for at the following rate and in the following manner, viz., two cents per barrel for all oysters sold to or used by dealers or factories in the State, and ten cents per barrel for all oysters shipped by water out of the State. Such payments shall be made in cash to the chief or assistant oyster inspectors by the master of the boat before the oysters are removed from the State, and by the factory or dealer purchasing or using the same in this State, but shall be paid but once.

Section 4. Be it further enacted, that the catchers of oysters from said reefs shall make daily reports in writing to the oyster inspector of the number of barrels of oysters he has caught and the person or corporation or boat to whom or which such oysters were sold. The purchaser of such oysters from the catcher or dealers, or factories, catching their own oysters, shall make monthly written reports to the chief inspector of the number of barrels of oysters purchased from the catchers, or used, the names of such catchers from whom purchased, and the dates of purchase, and should any dealers or factories outside of the State fail or refuse to make such reports, it shall be unlawful for the catchers, after notice thereof from the chief inspector, to sell or deliver any oysters to such dealers or factory, or boats furnishing oysters to the same, until notified by the inspector that such dealer, or factory has complied with the requirements of this law.

Section 5. Be it further enacted, that any person or corporation failing to make such reports, or making false reports, or violating any of the provisions of this act, shall be guilty of a misdemeanor and on conviction shall be punished by a fine of not more than five hundred dollars, and may also be imprisoned in the county jail, or sentenced to hard labor for the county for not more than six months. Any fines collected hereunder shall be paid over to the chief oyster inspector and by him paid into the oyster fund.

Section 6. Be it further enacted, that it shall be the duty of the solicitor of the county in which any violation of this law occurs to prosecute the offender, and no money shall be paid for

any legal services rendered in connection with the enforcement of the provisions of this act.

Section 7. Be it further enacted, that the commissioner of conservation shall be authorized to appoint a chief inspector and assistant inspectors, who shall receive a salary of not more than one hundred and fifty dollars a month, and he may discharge them for cause at his discretion. Each inspector and assistant shall give a bond in some reputable bonding company in the sum of one thousand dollars, conditioned for the faithful performance of his duties, and shall file with the commissioner an oath for the faithful discharge of such duties.

Section 8. Be it further enacted, that such assistant inspectors shall be under the direction and control of the chief inspector, and shall make weekly reports to him, turning over to him all moneys collected by them under this law, and such chief inspector shall make weekly deposits of all moneys, so received, and that collected by him in some bank in Mobile, Alabama, and make monthly reports to the commissioner of conservation, and monthly remittance to the State auditor, accompanied by a copy of such report and shall be by the auditor turned over to the State treasurer and by him placed to the credit of the oyster fund. His report shall be in such form and furnish such details as may be required by such commissioner.

Section 9. Be it further enacted, that the commissioner of conservation shall furnish the chief inspector with a suitable boat in which to visit the oyster reefs and shrimping grounds of this State, which he shall do in person or by deputy, daily, weather permitting and Sundays excepted, during the season when oysters or shrimp may be lawfully taken and such other times as may be necessary, and said inspector and assistants are hereby clothed with the power of deputy sheriffs, and shall arrest and carry before justices of the peace, or the inferior criminal court of Mobile county, when such court has jurisdiction, all persons violating the provisions of this act, and such justices of the peace are hereby given jurisdiction to try and convict such offenders. The expense of purchasing or renting and operating said boat shall be paid out of the oyster fund, collected hereunder.

Section 10. Be it further enacted, that it shall be unlawful to drag any seines over the public reefs or private oyster grounds in this State.

Section 11. Be it further enacted, that oyster dealers or factories, operating their own boats for the removal of oysters from the public reefs, shall pay at the same rate as other oyster catchers.

Section 12. That the commissioner of conservation shall in his discretion adopt such means as are wise and practicable for

the development of the public oyster reefs of this State, and the protection and fostering of the oyster industry. He shall have the power to purchase shells or other material which may be suitable for the enlargement of the public reefs.

Section 13. That the oyster fund in the State treasury, heretofore created, is hereby set aside to defray the expenses of administering the laws of this State relating to the conservation of the public oyster reefs, the development of the oyster industry, the conservation of shrimp, the enforcement of the laws for the protection of sea-food, the publication of reports and bulletins, and all other proper expenses which may be incurred by the commissioner of conservation in the discharge of the duties of his office.

Section 14. That all accounts for any expense in payment of material authorized by the provisions of this act, upon the approval of the commissioner of conservation and the governor, shall be paid out of the oyster fund, and the State auditor be and he is hereby directed to draw his warrant for such amount upon the State treasury, payable out of the oyster fund.

Section 15. That the oyster inspector or his deputies shall inspect all oysters taken from the public reefs of this State at said reefs, and, when in his judgment they are not properly culled, that is to say, that they contain more than five per cent of dead shells and oysters less than two inches wide and two and one-half inches in length, or three inches long where they are less than two inches in width, shall condemn the same and the party, or parties catching or in possession of such oysters shall forthwith separate from the same such amount of small oysters and dead shells that those remaining shall not contain more than five per cent of small oysters and dead shells and the dead shells and the small oysters, so removed, shall be at once replaced on the public reefs of the State by the party, or parties, so catching or in possession of the same, but this section shall not apply to oysters removed for planting purposes.

Section 16. That no person who has not been a bona fide resident of the State for one year or more, next preceding, shall be permitted to catch oysters from the public reefs of this State to be shipped out of the State by water.

Section 17. That the commissioner of conservation shall have the power to establish ports of entry which shall include Alabama Port, Cedar Point, Dauphin Island, and Bayou LaBatre, and such ports so established shall be the only ports used by persons or boats, landing oysters in Alabama by water, and it is hereby made unlawful to so use any other port than those regularly established by the said commissioner of conservation.

Section 18. That the commissioner of conservation shall have the power to make such regulations and rules, not inconsistent with the provisions of this act, to the end that the oysters of the State may be adequately protected and the industry encouraged.

Section 19. That the sum of thirty dollars, payable monthly out of the oyster fund, shall be paid to the stenographer, or secretary, of the department of conservation, and the auditor shall draw his warrant monthly upon the State treasury for such amount payable out of the oyster fund.

Section 20. That it shall be unlawful to remove oysters from the public reefs for planting purposes except from March 15th to June 1st following, or to buy or to sell oysters not properly culled.

Section 21. That the commissioner of conservation shall furnish the chief oyster inspector with license blanks, books, upon which to make records of licenses issued, tax collected and all persons to whom a license is issued to catch oysters must have the same constantly in their possession while taking oysters, and it shall be unlawful to take oysters unless a regularly issued license to do so is in the possession of the person operating a boat, engaged in taking oysters, or other persons engaged therein.

Section 22. That the chief oyster inspector shall be skilled and thoroughly familiar with the catching and handling of oysters, a bona fide resident of this State, and must reside on the coast. The chief oyster inspector and assistant oyster inspectors shall be subject to the direction and supervision of the commissioner of conservation.

Section 23. That the title of the State to the oysters herein mentioned shall not be divested, nor shall such oysters become articles of commerce until the license and tax, herein imposed, have been paid.

Section 24. That in prosecutions for unlawfully transporting oysters out of this State, the burden of proof shall be on the defendant to show that the price paid for oysters of the same character, in other states, was, at the time of such transportation, more than the price he could have obtained for the same in this State.

Section 25. That all laws and parts of laws in conflict with the provisions of this act be and the same are hereby repealed, but expressly repealed are the following portions of an act, approved February 25th, 1915, for the preservation of the oyster reefs in the waters of Alabama, etc., viz.: Section 2 and that portion of section 3, imposing a license on dealers and factories, all of sections 4, 5, 9, 14, 16, 17, 18, 21 and 24, and an act approved February 18th, 1919, to prohibit the shipment of oysters in the shell out of the State of Alabama by water, etc.

Section 26. That this act shall take effect immediately upon its passage and approval by the governor.

And the substitute was adopted.

Yeas, 61; Nays, 1.

Yeas:

Messrs:

Mr. Speaker	Crump	Jordan	Ross
Adams	Dansby	Lawson	Russell
Alexander	Deese	Lewis	Salter
Allen	Dickson	Longshore	Shaw
Andrews	Dunaway	Lynne	Simpson
Arnold	Faulk	Milford	Smith
Baker	Fletcher	Mitchell	Sparks
Benners	Gilbert	Moorer	Stewart
Bracken	Guy	Murphree	Tompkins
Brindley	Hale	McLeod	Truss
Calvert	Hare	Oakley	Tunstall
Carnley	Hawkins	Orr	Waddell
Christian	Hollis	Parker	Whorton
Clayton	Howle	Peters	Wilson
Cliett	Johnson	Preston	Woodard
Cobbs			

—61

Nays:

Mr. Long (Butler)—1.

And the bill:

H. 687. To conserve and save from depletion the public oyster reefs of Alabama, and to further regulate the taking of oysters from the public reefs of the State, and for the protection and extension of such reefs, and the development of the oyster industry, and to provide that all expenses incurred in carrying the provisions of this act into effect shall be paid out of the oyster fund.

As amended by the substitute, was read a third time at length and passed.

Yeas, 61; Nays, 1.

Yeas:

Messrs:

Mr. Speaker	Christian	Gilbert	Johnson
Adams	Clayton	Green	Jordan
Albright	Cliett	Griffin	Lawson
Allen	Cobbs	Guy	Lewis
Austin	Collins	Hale	Longshore
Baker	Dansby	Hare	Lynne
Benners	Deese	Harrison	Milford
Blunt	Dodson	Hollis	Mitchell
Bracken	Dunaway	Holmes (Baldwin)	Moorer
Calvert	Faulk	Howle	Oliver
Carnley	Fletcher	Ingram	Orr

Pittman	Shaw	Stoddard	Waddell
Preston	Simpson	Tompkins	Whorton
Ross	Smith	Truss	Wilson
Russell	Sparks	Tunstall	Woodard
Seale			

—61

Nays:

Mr. Long (Butler)—1.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The President and presiding officer of the Senate having signed the following Senate bills and Senate joint resolution, your signature thereto is requested:

S. 53. Prescribing the liability of an employer to make compensation by way of damages for injuries due to accident received by an employee arising out of and in the course of his employment and providing for the enforcement of same, modifying common law and statutory remedies, in such cases; establishing an alternative elective schedule of compensation, regulating procedure for the determination of liability and compensation thereunder in certain cases, and prescribing penalties for the violation thereof; and providing a lien for attorney's fees and for medical and surgical services.

S. 349. To enlarge and further define the duties and fix the compensation of humane officers in counties of this State having a population of not less than 80,000 nor more than 82,000, according to the Federal census of 1910.

S. 296. To authorize W. J. Lee, E. E. Etheredge, and R. N. Streater, and their successors in office, as trustees of public school district No. 59 in the town of Town Creek, Lawrence county, Alabama, to execute a mortgage and borrow money on the real estate belonging to said trustees and their successors in office, in the town of Town Creek, Lawrence county, Alabama.

S. 297. To ratify and confirm an election held by the qualified voters of the town of Town Creek in Lawrence county, Alabama, on the 15th day of April, 1918, for the purpose of ascertaining whether or not said town would issue bonds in the sum of \$5,000 to draw interest at the rate of 5% per annum, and to further authorize the mayor and aldermen of the town of Town Creek, Lawrence county, Alabama, to sell said bonds, and to use the money and proceeds of the sale of said bonds in the erection and equipping of a school house in the town of Town Creek, Lawrence county, Alabama, known as school district No. 59, which school building is to be used for the benefit of the children of the town of Town Creek, Lawrence county, Alabama.

S. 299. To authorize the court of county commissioners of Henry county, Alabama, to settle, adjust and refund, or either, the outstanding unpaid indebtedness against said county, by directing all or any portion of the surplus funds thereof on hand, disbursed in payment of all or any portion of the matured part of said indebtedness, and authorize the issuance of interest bearing warrants of said county for the remainder of any portion thereof of said indebtedness, also authorize such warrants to issue for all or any part of the outstanding unpaid unmatured indebtedness against said county, providing to such warrants the same protection to which said indebtedness is entitled, in order that the income of said county, after defraying current governmental expenses, may be arranged to pay said indebtedness.

S. J. R. 102. Whereas, the women of the Sumter county chapter of the Daughters of the American Revolution wrote to every man from their county who was in the service of his country and whereas they are receiving replies to same, relating their personal experiences in this world conflict, be it requested that the director of archives and history request copies of these letters to be placed in his department and bound in book form and send one of these books to the Sumter county chapter.

S. 210. To conserve the natural resources of the State of Alabama, to change the name of the department of game and fish to the department of conservation and to provide that the State game and fish commissioner shall be, hereafter, known as the commissioner of conservation, to vest in the commissioner of conservation the power to enforce and administer all laws providing for the preservation, protection and propagation of wild birds, wild fur-bearing quadrupeds, game, forests, fish, oysters and other shell fish, crustaceans, and all other natural resources of the State, which have not been reduced to private ownership, and to provide that all expenses incurred in the administration of the conservation laws shall be paid out of the game and fish protection fund and the oyster fund.

W. F. Miller,
Secretary.

SIGNING OF SENATE BILLS.

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing message from the Senate, and the Senate joint resolution.

BILLS ON THIRD READING.

H. 723. To make the clerk of the circuit court of Baldwin county ex-officio clerk of the county court, and fixing his fees for such services.

Was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Hollis	Pittman
Adams	Collins	Howle	Preston
Albright	Crump	Ingram	Robertson
Alexander	Dansby	Johnson	Ross
Allen	Deese	Jordan	Salter
Andrews	Dickson	Lawson	Seale
Arnold	Dodson	Lewis	Shaw
Baker	Dunaway	Longshore	Smith
Barganier	Faulk	Lynne	Sparks
Benners	Fletcher	Milford	Stewart
Blunt	Gilbert	Mitchell	Stoddard
Bracken	Green	Murphree	Truss
Brindley	Griffin	McLeod	Tunstall
Calvert	Guy	Oliver	Waddell
Carnley	Hale	Parker	Whorton
Clayton	Hare	Peters	Wilson
Cliett	Hawkins		

—66

ADJOURNMENT.

On motion of Mr. Blount, the House adjourned until Friday, August 15th, at 10 A. M.

THIRTY-SIXTH DAY.

House of Representatives,
Friday, August 15th, 1919.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Rev. Mr. Preston of the House.

ROLL CALL.

On a call of the roll of the House the following members answered to their names:

Messrs:			
Mr. Speaker	Deese	Ingram	Partridge
Adams	Dickson	Jones (Escambia)	Peters
Albright	Dodson	Jones (Montgomery)	Preston
Alexander	Edwards (Dallas)	Johnson	Reynolds
Allen	Edwards (Pike)	Lawson	Robertson
Andrews	Ellis (Bullock)	Lee (Butler)	Ross
Arnold	Ellis (Elmore)	Lee (Perry)	Salter
Baker	Faulk	Lewis	Seale
Barganier	Fletcher	Long (Butler)	Shaw
Benners	Gilbert	Long (Sumter)	Simpson
Blunt	Graham (Autauga)	Longshore	Smith
Bracken	Graham (Clarke)	Lynne	Sparks
Brindley	Guy	Mathews (Clarke)	Stewart
Burks	Hall (Henry)	Matthews (Wilcox)	Stoddard
Calvert	Hall (Marion)	Milford	Tompkins
Carnley	Hale	Mitchell	Trammell
Christian	Hardaway	Moorer	Truss
Christopher	Hare	Murphree	Tunstall
Clayton	Harrison	McDonald	Van de Graff
Cliett	Hawkins	McLeod	Waddell
Cobbs	Hollis	Oakley	Whorton
Collins	Holmes (Baldwin)	Oliver	Williams
Crump	Holmes (Elmore)	Orr	Wilson
Dansby	Howle	Parker	Woodard

A quorum was present.

REPORT OF THE REVISION OF THE JOURNAL COMMITTEE.

Mr. Speaker:

We, your Committee on the Revision of the Journal, beg leave to report that we have examined the Journal for the thirty-fifth day, and find the same to be correct.

W. H. Shaw,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the thirty-fifth day was approved.

LEAVE OF ABSENCE.

Was granted to Messrs. Russell, Oakley, Pittman, Jones of Marengo and Jordan for today.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

Mr. Speaker:

Your Committee on Engrossed Bills beg leave to report that it has examined the following House bills:

H. 609. To amend section four of an act entitled an act to establish an inferior court in precincts two and thirty-three in Jefferson county, Alabama, said precincts lying within or partly within the city of Bessemer, in lieu of all justices of the peace in said precincts and to define the jurisdiction and power of the said court and of the judge, clerk and other officers thereof and to provide for a place for holding the same; approved August 27th, 1915.

And find same correct.

W. H. Stoddard,
Chairman.

The report was concurred in and adopted.

RESOLUTIONS.

The following resolutions were introduced:

By Mr. Alexander:

H. J. R. 131. Be it resolved by the House of Representatives, the Senate concurring, that all special funds now or that may be hereafter created under the laws of the State for school or pension purposes shall remain inviolate and shall not be drawn upon for other purposes than those named in the laws creating the same.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Deese:

H. J. R. 132. Whereas, it is clearly evident from the heart-rending appeals coming to the ears of the members of this Legislature from all State and county officials that they cannot by any possible stretch of the imagination, or by the exercise of any form of human ingenuity, continue longer to fight the wolf from the door and escape the poorhouse on the exceedingly meager salaries they are now drawing, and

Whereas, it further appears that the various State institutions will be seriously hampered in the useful work they are doing, unless the appropriations they are now receiving are very materially increased so as to meet the growing need of the times, and

Whereas, it is still further evident to the members of this body, even to those with vision virtually blinded to the public welfare, that nobody in the bounds of the whole great State of Alabama, except the farmers, seem able to pay taxes, judging from the poverty-stricken wails and frantic protests emanating from the coal and iron barons; the water power companies; the insurance companies; the banker's association; the shipbuilding companies; the cyanide plants; and all those others who are making a desperate effort to hold off the income tax provisions of the revenue bill; all of whom are enjoying a season of unprecedented prosperity, but none of whom seem able to pay taxes without going out of business, to the great detriment of the State at large, as well as to their own irreparable injury;

Therefore, be it resolved, by this House, the Senate concurring, that we proceed to set up in this State an unique system that will bring into being here indeed and in truth a modern Utopia, and that will serve as an inspiration, a guiding light, a star of hope to all underpaid public servants of whatever rank or station; to all inadequate supported public institutions, of whatever class or kind, by raising their salaries and appropriations, and last, but not least, and most important of all, by abolishing all taxes of whatever nature, to the greatly-to-be-desired end that all our people may live in plenty, be happy, prosperous and contented; that all public servants may be free from the menacing threat of want; that all the State institutions may have ample funds for carrying on unhampered their works of usefulness; and that no one in all the length and breadth of this great State may have any kick coming against the greatly overworked and pitifully underpaid members of this august body, which, if this is done, will go down in history as the only one of its kind to escape the maledictions and earn the everlasting gratitude of "the folks back home."

And the resolution was referred to the Rules Committee.

By Mr. Deese:

H. J. R. 133. Whereas, the Constitution of Alabama provides that the Legislature may be in regular session for 50 days and no more, and

Whereas, 35 days of this session have already passed into history, leaving only 15 days in which to clear up the House and

Senate calendars, both of which are filled with bills of local and general interest and importance, and—

Whereas, the general revenue bill; the general health bill; the general education bill; the general judiciary bill; and the convict bill, have not yet been disposed of by either House or Senate, and

Whereas, it will be impossible at the rate we are now working to dispose of all the measures now before us, and those yet to be presented, in the short time remaining, and

Whereas, there is a strong probability of the calling of an extra session of this Legislature, unless we dispose of all measures that may be necessary for the proper administration of the State's affairs, before final adjournment, and

Whereas, by putting in more time during the remainder of this session, we can complete our work:

Therefore, be it resolved by the House, the Senate concurring, that when we reassemble on the 37th legislative day, we adopt the course of holding night sessions as many nights as may be practicable in each week till final adjournment, for disposing of local bills, or bills of a local nature, such night sessions not to extend beyond midnight, in order that all necessary measures may be disposed of and an extra session, with its heavy expense on the taxpayers of the State, may thereby be rendered unnecessary.

And the resolution was referred to the Rules Committee.

By Mr. Lynne:

H. R. 134. Be it resolved by the House, that the House shall begin to have night sessions on the thirty-seventh legislative day for the consideration of only local bills and that the thirty-seventh, thirty-eighth, thirty-ninth, fortieth, forty-first and forty-second legislative days be devoted to the consideration of House bills of a general nature.

And the resolution was referred to the Standing Committee on Rules.

REPORT OF RULES COMMITTEE.

Mr. Tompkins, acting chairman of the Standing Committee on Rules, returned to the House the following resolutions with a favorable report:

By Mr. Lynne:

H. R. 126. Be it resolved by the House, that H. 555, Judicial Circuit bill, be considered immediately after H. 634 on the 37th legislative day and be the paramount and continuing order until disposed of.

And the resolution was adopted.

By Mr. Shaw:

H. R. 128. Resolved, that H. 634 be made a special order for the thirty-seventh day immediately after reading the Journal.

And the resolution was adopted.

By Mr. Orr:

H. R. 124. Resolved by the House, that H. 407 be made a special, continuing, paramount order until disposed of for the 38th legislative day.

And the resolution was adopted.

By Mr. McLeod:

H. R. 122. Whereas, the House of Representatives stands for good health, sanitation and public welfare of the citizens of this State;

Whereas, they endorse the practice of hotel and common carriers in condemning the use of the public drinking cup;

Therefore, be it resolved by the members of this House, that the Doorkeeper be requested to furnish the members with sanitary drinking cups and do away with the public drinking cup now in use.

And the resolution was adopted.

By Mr. Arnold:

H. R. 123. Resolved, that House bill No. 401, creating a State highway department, be made a special, paramount order for the 38th legislative day immediately after reports of standing committees and immediately after the Orr convict bill.

And the resolution was adopted.

By Mr. Lee of Butler:

H. J. R. 121. Whereas, we believe that 4,000,000 veterans of the world war, 79,490 of whom were Alabamians, are a sufficient nucleus for the organization of any army that may be required by our country for some time to come; and

Whereas, the American people will not tolerate the ruthless abandonment of a policy which created that great civilian army which answered the call, never flinched in the face of the severest fire, and whose record of achievement stands as a guarantee of its ability to handle any situation which may confront it; and,

Whereas, the Chamberlain-Kahn bill recently introduced in Congress, abolishes the citizen soldiery of the United States, which public sentiment demands shall be the backbone of its military strength; and at a time when the people are struggling under the burden of excessive taxation, creates, at enormous expense, the machinery for the establishment in America of that detestable Prussian military system which is abhorrent to the

American people and is as objectionable in some respects as that to suppress which the war was fought; and

Whereas, the league of nations and the Chamberlain-Kahn bill can never go hand in hand; and

Whereas, the league of nations is a snare and a delusion, or there is no necessity for the passage of the Chamberlain-Kahn bill; and

Whereas, the general staff of the regular army, failing utterly in its efforts to secure for the regular army necessary recruits by volunteer enlistment, now attempts, in time of peace, under the guise of a universal military service bill, to resort to conscription and to seize, from their homes, the youth of America for service in the regular army; in the Philippine Islands, in Hawaii, in Porto Rico, in the canal zone, and even in Russia, should the military dictator created by the provisions of this vicious bill determine that the emergency demands; and

Whereas, the Chamberlain-Kahn bill destroys and places a stigma upon the citizen soldiery of the United States who bore the brunt of fighting as shock troops, and creates a centralized military oligarchy with dangerous potentialities for political abuse and the destruction of that freedom which is vital to the existence of the country;

Therefore, be it resolved by the House of Alabama (the Senate concurring) representing the citizens of Alabama and the Alabama citizen soldiery, whose record of efficiency entitles them to the fullest measure of support, opposes the passage of the Chamberlain-Kahn compulsory military service bill, and urges the Alabama delegation in Congress to secure the defeat of this measure or any other military measure which has for its object the destruction of the citizen soldiery of America, and the setting up of a centralized autocratic military power.

Be it further resolved, that the Secretary of the Senate and the Clerk of the House be directed to transmit copies of this resolution to each Senator and member of the House of Representatives from Alabama in the Congress of the United States.

And the resolution was adopted.

By Mr. Jones of Montgomery:

H. R. 125. Resolved, that House bill No. 98, relating to the exemption of soldiers and sailors from payment of poll tax, be made a special, paramount and continuing order for the next legislative day immediately after the report of the Committee on the Revision of the Journal.

And the resolution was adopted.

By Mr. Murphree:

H. R. 129. Be it resolved by the House, that House bill 535, be made a special, continuing, paramount order for the 36th legislative day, after the report of standing committees on a call thereof on that day.

And the resolution was adopted.

And also returned to the House:

By Mr. Long of Butler:

H. J. R. 102. In his Cooper's Union speech made in New York before he became a candidate for the presidency, Woodrow Wilson is reported to have said: "The American people have more to fear from union labor than from organized capital."

The Legislature of Alabama view with apprehension and alarm the encroachment upon individual liberty by organized labor. It is a question whether inflated organized capital or inflated organized labor is worse for the commonwealth; therefore, we call on both of our Senators and all of the Congressmen from this State to use every endeavor to protect and safeguard all of its citizens without showing partiality, and regardless of their belonging to some organization.

The Clerk of the House and the Secretary of the Senate are instructed to forward these resolutions to each of our Senators and each member of the House of Representatives from Alabama when passed.

Without recommendation. On motion of Mr. Carnley the resolution was indefinitely postponed.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

Mr. Speaker:

Your Committee on Engrossed Bills beg leave to report that it has examined the following House bills:

H. 427. To appropriate the sum of four hundred, twenty-eight and 94/100 dollars, the relief of W. H. Jones, for overpayments of solicitor fees made by him to the State of Alabama as clerk of the circuit court of Covington county during the period from January 1, 1905, to January 1st, 1916.

Also:

H. 445. To further extend the power and authority of boards of revenue of counties having a population of more than one hundred thousand people, according to the last Federal census, or according to any subsequent Federal census, and particularly to authorize and empower such boards to appropriate money or funds out of the county treasury to aid in maintaining homes or institutions for aged women.

Also:

H. 489. To make it unlawful for any person to take or catch fish in any of the waters of this State, or the tributaries of such waters emptying into Choctawhatchee Bay by the use of any seine, hoop-net, trammel-net, or substitute therefor, except fish-baskets used only for the purpose of taking or catching cat fish, and to provide penalties for the violation of the provisions of this act.

Also:

H. 534. To abolish the county court of Coosa county, and the offices pertaining thereto.

Also:

H. 573. To regulate and prescribe the manner of electing the county commissioners of Talladega county.

Also:

H. 607. To create and designate an additional State trunk road No. to extend from Scottsboro, Alabama, to Fort Payne, Alabama, and confer upon said road all of the rights and privileges now extended to trunk roads in said State.

Also:

H. 625. To fix the salary of the deputy solicitor for Baldwin county, Alabama.

Also:

H. 630. To relieve H. T. Deese, a Confederate soldier.

Also:

H. 633. To provide a turn-out time for stock in beat 3 in Coffee county, Alabama.

Also:

H. 638. To declare the public road leading from Brewton, Alabama, to Monroeville, Alabama, a part of the State highway system.

Also:

H. 649. To provide for service by the sheriff and his deputies of criminal processes in State cases in all counties of the State of Alabama which have a population of one hundred and fifty thousand and more, according to the last or any subsequent Federal census, and wherein the sheriff of such counties is upon a salary basis, and to prohibit the service of such process other than herein designated, except processes other than warrants of arrest issued by justices of the peace.

Also:

H. 650. To provide for the appointment of bailiffs in circuits composed of only one county and having four or more judges, and having a sheriff serving on a salary basis, and to fix the compensation of such bailiffs and provide for its payment.

Also:

H. 659. To establish an additional State trunk road, or State aid road, running from Hamilton, thence to the Illinois Central railroad crossing at Wiginton, by way of Jackson military road, as the same now runs.

Also:

H. 701. To amend section 1 of an act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained, approved August 10th, 1915.

Also:

H. 702. To provide for the town of Albertville and school district known as the Albertville school district, to manage and control the affairs of its public schools in said school district; to provide for the election of a board of education by the town council of the town of Albertville, Alabama; to authorize said board of education to mortgage or pledge the property of said public school for the purpose of procuring additional funds to build or erect and equip a suitable public school building in said town of Albertville, and to authorize payment and satisfaction of said mortgage out of funds hereafter derived from the levy of a special school tax in said school district.

Also:

H. 706. To appropriate the sum of \$234.00 to be paid to Israel Belser in full settlement of the amount due him by the State of Alabama for services rendered as assistant State chaplain of convicts during 1915 and part of 1916, for which services he has not been paid.

Also:

H. 720. Empowering the clerk of the circuit court in the county of Baldwin to take affidavits for the arrest of parties charged with crime, and to issue warrants for the arrest of such parties, returnable before the judge of the county court.

Also:

H. 723. To make the clerk of the circuit court of Baldwin county ex-officio clerk of the county court, and fixing his fees for such services.

Also:

H. 729. To make better provision for the payment of the fees of State witnesses in criminal cases in the circuit court and county court and before the grand jury of Crenshaw county, to make appropriations therefor and to fix the amount of such fees and to prescribe the duties of the county treasurer under this act.

Also:

H. 736. To designate a part of the Alabama State trunk highway, beginning at Mt. Vernon Camp Ground in Fayette county,

on Fayette and Columbus highway; thence in a southeasterly direction to where the present road intersects the Fayette and Kennedy road, near the residence of W. B. Harkins, thence along the said Fayette and Kennedy road north of Luxapalila river extending in a southeasterly direction, passing Sudduth cemetery and Holliman's mill, intersecting the Beaverton, Kennedy and Millport highway, about one mile north of Kennedy, Alabama; also the Newtonville road, beginning at Fayette, Alabama, and extending southward to the Tuscaloosa county line, near Newtonville, Alabama; also that certain road, known as Carbon Hill road, beginning at a point on said Russellville road about six miles northeast of Fayette, Alabama, and extending in a northeasterly direction to Walker county line, near Carbon Hill, Alabama, said roads to be hereafter numbered by the State highway department, as State trunk highways, and to provide that said State trunk highways, created by the provisions of this act, shall receive such benefits as other State trunk highways heretofore established.

Also:

H. 743. To vacate, close and annul as a public highway or street, that portion of 25th street, which lies between the northwest sides of 7th alley and the southwest side of 8th avenue.

Also:

H. 753. To fix the compensation of grand and petit jurymen in counties having a population of not less than 80,000 nor more than 82,000, according to the last Federal census.

Also:

H. 68. To require the payment of interest by banks and other depositories, on the funds of the several counties of the State, when deposited in such banks or depositories.

Also:

H. 527. For the protection of salt water shrimp, to provide the manner in which said crustaceans may be caught, taken and marketed; to fix the season during which they may be caught; to authorize the issuance of licenses to persons seining for salt water shrimp, to provide a tax on all salt water shrimp taken in the waters within the State of Alabama, and to provide penalties for the violation of the provisions of this act.

Also:

H. 595. To create, establish and designate an additional State trunk road to be known as No. 23.

Also:

H. 617. To fix the salary of tax collectors in counties having a population of over eighty-two thousand and not exceeding one hundred thousand according to the last Federal census or any

subsequent census and allowances for clerical help in said offices and to provide for payment thereof.

Also:

H. 629. To amend section 1 of an act entitled "An act to designate certain public roads of the State of Alabama as State trunk roads, and to provide the manner in which said roads shall be located, improved and maintained," approved September 10, 1915.

Also:

H. 687. To conserve and save from depletion the public oyster reefs of Alabama and to further regulate the taking of oysters from the public reefs of the State, and for the protection of and extension of such reefs, and the development of the oyster industry, to declare such oysters the property of the State and to prescribe the condition under which such title may be divested and such oysters become articles of commerce, to provide for the payment of a license and tax by those catching, selling or transporting the same, the rules of evidence on the trials of those violating the provisions of this act, who may try such cases, provide penalties for the violation of this act, and that all expenses incurred in carrying the provisions of same into effect shall be paid out of the oyster fund.

Also:

H. 712. To provide for the consolidation of adjacent or contiguous cities having each a population between four thousand and six thousand five hundred, according to the last preceding official and published Federal census, and to provide for the organization and officers of such consolidated city.

Also:

H. 732. To designate a certain public road of Alabama as a State trunk road or highway, and to provide the means by which such State trunk road or highway shall be constructed, improved and maintained.

Also:

H. 470. To prohibit goats from running at large in precinct 9 of Jefferson county, Alabama, and to prescribe the jurisdiction and a penalty for the violation thereof.

Also:

H. 756. To ratify, legalize and confirm all grants, rights, privileges, contracts, bonds, conveyances, sales, leases, rentals, purchases, undertakings, agreements or payments in relation to any United States military camp, remount station, base hospital, aviation field or depot, heretofore made or attempted to be made by or for the use of or benefit of all cities in Alabama which now have a population of as much as twenty-five thousand, and less than fifty thousand people according to the last Federal census;

to ratify, legalize and confirm all purchases or rentals of real estate or other property, and all contracts or agreements to purchase or rent, whether within or without the corporate limits of such city; to authorize such city to retain, maintain, sell, lease or convey such property; to authorize and legalize the payment of expenses, charges, costs, court costs made or to be made therein or in relation thereto; to extend the police jurisdiction of such city over said real estate to the extent that such real estate lies in the same county as such city.

Also:

H. 208. To amend an act approved September 25, 1915, entitled "An act to provide for the appointment of an official court reporter by each circuit judge in Alabama; to fix their compensation, define their duties and provide for special reporters in certain cases."

And find same correct.

W. H. Stoddard,
Chairman.

The report of the committee was concurred in and adopted.

BILLS REPORTED FAVORABLY.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 197. To amend section 3815 of the Code of Alabama of 1907.

H. 565. To regulate the review by the supreme court of Alabama of the judgment and decision of the court of appeals of Alabama in causes reviewed by said supreme court on petition for writs of certiorari as authorized by the Constitution of the State of Alabama.

H. 587. To create a lien for storage of personal property and providing the procedure for enforcing the same.

H. 817. To amend an act entitled "An act to fix the time of holding the circuit court in the third judicial circuit of the State of Alabama" approved April 7th, 1911.

H. 564. To amend section 18 of an act entitled "An act to establish the court of appeals for the State of Alabama and to provide for the transfer of certain causes now pending in the supreme court to said court of appeals," approved March 9th, 1911.

H. 232. To propose and submit to the qualified electors of the State of Alabama, at the general election to be held on the first

Tuesday after the first Monday of November, 1920, for their consideration, an amendment to section 49 of the Constitution of Alabama, so as to provide for the pay of the members of the Legislature.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with substitute:

H. 741 (with substitute). To prescribe the various classes of stock that may be issued by corporations, to declare the rights, powers and limitations of the holders of the same, and to prescribe the methods of authorizing the issue thereof, and to provide a remedy against any unauthorized or illegal issue thereof heretofore or hereafter made, and a statute of limitations barring that or any other remedy against the same.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

S. 399. To fix the salary of the several judges of the court of appeals.

S. 398. To fix the salaries of the several justices of the supreme court.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with amendment:

H. 724 (with amendment). To create the office of State fire marshal, and to provide for the appointment of deputy marshal and assistant; to define their powers and duties and to fix their compensation; provide ways and means for the enforcement of this act and penalties for violation thereof; and to provide means for defraying the expenses incurred under the provisions hereof.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

S. 400. To fix the salary of the several circuit judges in Alabama.

H. 558. To declare what is a sufficient recital in a judgment on demurrer rendered by any court in this State to authorize a review of the rulings of such court on demurrer.

H. 571. To provide for the printing and distribution of a numerical list of automobile licenses issued in the State of Alabama, and to prescribe the way and manner of the printing and distribution thereof.

H. 786. To amend section 16 of an act entitled "An act to further prescribe and regulate the qualifications, number, designation, duties and powers of the circuit judges of the State and to provide for their election and appointment," approved September 25, 1915.

H. 585. To amend section one of the act approved April 22, 1911, entitled "An act to provide bail pending an appeal in all felony cases where the defendant is sentenced to the penitentiary for a term of five years, or less."

H. 245. To provide for the payment, out of the general fund, of the salaries and expenses of county officers, their deputies and assistants, including guards, jailers and sheriff's attorney, in counties in this State having a population of two hundred thousand or more according to the last or any subsequent Federal census.

S. 178. To amend section 6207 of the Code of 1907.

H. 849. To amend section 1313 of the Code of Alabama of 1907.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report with amendment:

H. 807 (with amendment). Defining, regulating and allowing boxing contests in all cities having a population of more than 30,000 according to the last or any subsequent Federal census, and creating a board to have supervision over such contests, imposing penalties, and providing for the appointment of such board.

H. 377 (with amendment). To amend sections 11, 18 and 32 of an act entitled "An act to prescribe the qualifications of jurors and regulate the selection, drawing and summoning of jurors, and prescribe the qualifications and provide for the appointment of jury commissioners and clerks of such commissions and regulate the empanelling of grand and petit juries in all the courts of this State," approved August 31, 1909.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report:

H. 344. To amend section 3617 of the Code of Alabama of 1907.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with amendment:

H. 371 (with amendment). Requiring dealers in automobiles to file sworn monthly statements with the probate judge of the county in which their business is located, showing number of automobiles sold during the preceding month, and to whom sold.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 342. To amend section 4376 of the Code of Alabama.

H. 198. To amend section 6168 of the Code of Alabama.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with substitute:

H. 717 (with substitute). To authorize divorce for abandonment whenever a party, who has deserted his or her consort for more than ten months, fails to return to the performance of his or her marital obligations within sixty days after notice.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 588. To fix the salary of the judge of probate of Montgomery county, Alabama, and allowance for clerical help and other expenses in said office, and to provide for payment thereof.

H. 196. To amend section 3814 of the Code of Alabama of 1907.

H. 147. To create and establish the office of general guardian ad litem in all counties of over eighty-two thousand population and less than one hundred thousand population, according to the last preceding Federal census; to prescribe his duties and qualifications, to provide for his appointment and to fix his compensation and term of office; to provide for the appointment of a guardian ad litem in cases where the general guardian ad litem is disqualified or where the interests of the infants interested in a case are antagonistic or conflicting; and to provide a penalty for wrongfully appointing such guardian ad litem.

H. 528. To make it unlawful for any person, persons, firm, troupe, company, corporation, or aggregation of persons travel-

ing from place or place, composed in whole or in part of women, to show or exhibit or engage in any dancing performances, or as dancers in a tent or other temporary enclosure, structure or any place whatsoever, with the exception of regularly organized shows, theatrical companies or troupes, or licensed circuses.

S. 281. To amend section 2593 of the Code of Alabama.

S. 338. To give a right of action in favor of any party to whom an abusive, obscene or insulting letter or other written or printed communication is sent, against the writer and sender thereof, whether any publication thereof has been made or not, and to provide for the recovery of damages in such action.

S. 159. To provide and prescribe an additional mode of service in all proceedings in the courts of this State upon non-residents of this State, and upon residents of this State, who have been absent from the State for at least six months prior to the institution of such proceedings, and upon any and all residents of this State, who conceal themselves so that process can not be served upon them; and to declare the force and effect of such service; and to prescribe the time within which orders, judgments and decrees rendered in such proceedings upon such service shall become final.

S. 273. To amend section 3993 of the Code of Alabama of 1907, such section being erroneously numbered 2993 on page 633 of the civil code of Alabama of 1907.

S. 239. To amend section ten (10) of an act approved September 25, 1915, and entitled "An act to provide for the appointment of an official court reported by each circuit judge in Alabama; to fix their compensation, define their duties and provide for special reporters in certain cases."

S. 265. To amend section 3170 of the Code of Alabama.

Mr. Van de Graaff, chairman of the Standing Committee on County and County Boundaries, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report:

H. 742. To propose and submit to the qualified electors of the State of Alabama at an election to be held on the day of the first general election occurring in this State after the expiration of three months from and after the final adjournment of the present session of the Legislature at which this amendment is proposed, an amendment to the Constitution of the State of Alabama creating and establishing out of a part of the territory now included in the county of Jefferson a new county, which new county shall be called Pettus.

Mr. Holmes, acting chairman of the Standing Committee on Public Health, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 766. To regulate the manufacture, sale and shipment of insecticides and fungicides in the State of Alabama and to provide means and penalties therefor and provide disposition of funds arising therefrom.

H. 765. To amend sections 1632 and 1636 of the Code of Alabama, 1907.

Mr. Long, chairman of the Standing Committee on Agriculture, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report:

H. 767. To establish and create the Alabama horticultural society for the promotion and development of fruit growing within the State of Alabama and to define its powers and duties.

The above and foregoing bills were severally read a second time and placed on the calendar.

BILLS REPORTED ADVERSELY.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with an adverse report:

H. 116. To amend section 5330 of the Code of Alabama of 1907.

H. 118. To amend section 5338 of the Code of Alabama of 1907.

H. 117. To amend section 5331 of the Code of Alabama of 1907.

H. 242. To regulate the practice of public accountants; to create a State board of accountancy, and prescribe its powers and duties; to provide for the examination of and issuing of certificates to qualified accountants; to prescribe the rules and regulations for the holding of examinations and issuance of certificates and registration of certified accountants; to fix the time of examination, the suspension or revocation of certificates issued by said board; to prescribe the qualifications of persons entitled to certificates as certified public accountants; the fees to be paid for examination; and to provide compensation for the members of the State board of accountancy, and to provide punishment for the violation of this act.

H. 119. To provide the effect of a joinder of issue upon immaterial or insufficient pleadings.

H. 195. To provide for the payment of insolvent costs in State cases.

H. 254. To regulate the revocation of wills by the execution of the subsequent ones.

H. 38. To amend section 4747 of the civil code of Alabama.

H. 236. To authorize and empower all municipal corporations which may have heretofore regularly issued bonds as provided by law for all or any of the purposes of constructing a wharf or wharves, and a landing or landings, and purchasing such real estate as may be necessary for such wharf or wharves, and landing or landings, and the equipping and furnishing of the same, and improving of the water front, for such municipality, and within its limits, and for the purpose of securing the complete use and enjoyment of all of said improvements for such municipality, to expend the proceeds of the sale of such bonds for the purpose of constructing a wharf or wharves, and a landing or landings, and purchasing such real estate as may be necessary for such wharf or wharves, and landing or landings, and the equipping and furnishing of the same improving of the water front, for such municipality outside of its limits as well as within its limits, and within five miles of the corporate limits of such municipality, as such limits are now or may hereafter be established, and for the purpose of securing the complete use and enjoyment of all of said improvements for such municipality whether within or without its limits, and to repeal all laws or parts of laws in conflict with this act.

H. 255. To regulate pleading and practice in this State as to pleading double and inconsistent matters.

H. 51. To amend section 4747 of the civil code of Alabama.

H. 153. To amend an act approved September 15th, 1915, entitled "An act to require all county solicitors, all circuit solicitors, any solicitors of any court of record to give opinions to all county officials in all matters connected with their offices except in suits against official bonds."

H. 16. To abolish the court of appeals of Alabama and provide for the disposition of all causes pending therein and the records and papers thereof.

H. 429. To amend sections 10, 15 and 18 of an act approved August 31., 1909, entitled an act "To provide the qualifications of jurors and regulate the selection, drawing and summoning of jurors, and prescribe the qualifications and provide for the appointment of jury commissioners and clerks of such commissions and regulate the empanneling of grand and petit juries in all courts of this State."

H. 138. To amend section 4747 of the civil code of Alabama.

H. 812. To repeal an act to establish a court of appeals for the State of Alabama, and to provide for the transfer of certain causes now pending in the supreme court to said court of appeals, approved March 9, 1911, to provide for the transfer from the said court of appeals to the supreme court all unfinished business on the dockets of the said court, and to provide for the disposition of its records.

H. 557. To prohibit the publication and binding in reports of the decisions of the supreme court and court of appeals, the dissenting opinions of judges in said courts.

H. 179. To amend section 6321 of the Code of Alabama of 1907.

H. 47. To authorize municipalities to maintain a bill in equity in the name of the city to abate or enjoin a public nuisance injurious to the health, morals, comfort or welfare of the community, or any portion thereof.

S. 318. To authorize and require courts of this State to take judicial notice of laws of sister states in all cases in which such laws are material or relevant to a decision in any case or proceeding pending in the courts of this State.

S. 217. In reference to the removal of administrators from the State.

Mr. Ellis of Elmore called up his motion to take the bill, H. 602, from the adverse calendar. The motion prevailed and the bill:

H. 602. To make it unlawful to maintain on or over or across any river, creek or running stream any structure, gate or dam, constructed or maintained so as to fall, open, break or give way during heavy floods, or to open said gate so as to cause water to run, unnaturally, upon the lands of others, and to prescribe penalties for the violation of this act.

Was read a second time and placed upon the favorable calendar of the House.

Mr. Preston called up his motion to take the bill, H. 473, from the adverse calendar and the motion was lost.

Mr. Faulk gave notice that on the next legislative day he would move to take the bill, H. 737, from the adverse calendar.

Mr. Dickson gave notice that on the next legislative day he would move to take the bill, H. 366, from the adverse calendar.

Mr. Van de Graaff called up his motion to take the bill, H. 673, from the adverse calendar. The motion prevailed and the bill:

H. 673. To require all county officers to keep books showing the amounts accruing to and received by them as compensation in their official capacities from fees or otherwise, and also showing the liabilities incurred and amounts paid by them in the ad-

ministration of their offices and to make sworn reports thereof to the grand juries of their respective counties.

Was read a second time and placed upon the calendar of the House.

Mr. Edwards of Pike gave notice that on the next legislative day he would move to take the bill, H. 195, from the adverse calendar.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bills and returns same herewith to the House:

H. 466. To amend section 1 of an act entitled an act to amend sections 2 and 20 of an act entitled an act to establish a new charter for the town of Edwardsville, Cleburne county, approved February 18, 1897.

Also:

H. 389. To amend section two (2) of an act to authorize and require the county treasurer of Greene county, Alabama, to transfer all monies from the fine and forfeiture fund of said county into the general fund of said county, and to pay from said general fund all legal claims against said fine and forfeiture fund, approved Aug. 16, 1915.

Also:

H. 405. To further provide for the compensation of the probate judge of Lowndes county, Alabama, and to increase the amount now allowed to be earned, under the provisions of the law authorizing the payment of ex-officio fees.

Also:

H. 423. To repeal the charter of the town of Thompson, sometimes called Thompson Station, in the county of Bullock.

Also:

H. 482. To further regulate the public school system of the county of Mobile by establishing a board of school commissioners for Mobile county, of five members, in the place and stead of the board of school commissioners of Mobile county, as at present constituted; which new board of five members shall have the same title and exercise the same rights, powers, duties and privileges as are now had and exercised by the board of school commissioners of Mobile county as at present constituted; and, to that end, to abolish the board of school commissioners of Mobile county as now constituted.

Also:

H. 456. To amend section 1 of an act to fix and regulate the fees of witnesses in criminal cases in the county court and circuit

court of Marion county and before the grand jury of said county, and to provide for the payment thereof. Approved August 21, 1915. Relates to the fees of witnesses.

H. 55. To authorize and empower all cities of the State of Alabama having more than 100,000 population according to the last or any subsequent Federal census to condemn or acquire by purchase or otherwise a right of way, easement or other interest in land for the purpose of connecting private property with the sanitary or storm sewerage system of any such city, and to assess the cost of the acquisition of such right of way, easement or other interest in such land, and the cost of constructing such connection, against the property benefited thereby.

W. F. Miller,
Secretary.

REPORT OF THE COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

The Committee on Enrolled Bills begs to report that it has examined the following House bills:

H. 104. To repeal section 6698 of the Code of Alabama of 1907, and to make the clerks of the circuit courts of the respective counties ex-officio clerks of the county courts of said counties; to provide payment for services of such clerks, manner of payment and to provide for a bond as such clerk.

Also:

H. 509. To require all unpaid fees accruing to the sheriff or clerk and fees accruing to State's witnesses in criminal cases in Henry county, Alabama, since the first day of January, 1913, and prior to the first day of August, 1919, to be registered and paid out of the fine and forfeiture fund of said county.

Also:

H. 11. To extend and regulate the granting of teachers' certificates to persons who served in the army or navy of the United States during the war with Germany.

Also:

H. 479. To better provide for holding the circuit court of the tenth judicial circuit at Bessemer, in and for the following portions of Jefferson county, to-wit: Williams precinct No. 1, Jonesboro precinct No. 2, Parsons precinct No. 3, Aarons precinct No. 4, Short Creek precinct No. 5, Bethlehem precinct No. 7, Meeks precinct No. 24, Toadvine precinct No. 27, Bessemer precinct No. 33, Gwins precinct No. 35, Huey's precinct No. 40, Parkwood precinct No. 41, Mulga precinct No. 49, Virginia Mines precinct No. 51, Fairfield precinct No. 53, and Brighton precinct No. 55, to define the jurisdiction thereof, to provide for organiz-

ing and empanelling grand juries therefor and define the jurisdiction of said grand juries, to regulate the holding of said court at said place and otherwise provide therefor.

And finds same correctly enrolled.

Robert F. Peters,
Chairman.

SIGNING OF BILLS.

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing report of the Committee on Enrolled Bills.

REPORT OF THE COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

The Committee on Enrolled Bills begs to report that it has examined the following House bills:

H. 436. To authorize all counties having a population of 18,889 and not exceeding 18,890 according to the last Federal census to prescribe punishment for not working the public roads in such counties and to determine what shall constitute a legal excuse for failure to work public roads after due notice is given.

Also:

H. 384. To repeal an act entitled an act to authorize the commissioners' court of Etowah county to levy a tax for making the public roads of said county and to provide for keeping said roads in repair. To provide that the general road law shall apply to Etowah county.

Also:

H. 385. To require all fines imposed by any court in Etowah county upon convictions of any and all criminal offenses against the State laws and all forfeitures made final, to be paid in money, requiring such money to be deposited in the fine and forfeiture fund of the county; to provide the manner of paying warrants now and hereafter drawn against said fund, and to appropriate any surplus of said fund to the public road fund of the county.

Also:

H. 504. To amend section one (1) of an act entitled "An act to incorporate the town of Opp in the county of Covington, State of Alabama," approved February 28th, 1901.

And finds same correctly enrolled.

Robert F. Peters,
Chairman.

SIGNING OF BILLS.

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing report of the Committee on Enrolled Bills.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The President and presiding officer of the Senate having signed the following Senate bills, your signature thereto is requested:

S. 365. To divide Barbour county into six districts to be known as board of revenue districts, and to provide for the election of a member of the board of revenue of Barbour county from each district, by the qualified voters of each district, and also one member of the board of revenue from the county at large.

S. 245. To repeal an act entitled "An act to provide for and regulate the compensation of State witnesses in all courts of record for Covington county, exercising criminal jurisdiction and to provide for the payment of same," approved August 20th, 1915.

S. 403. To amend section 1 of "An act to provide for the more efficient working of the public roads of Mobile county, and certain streets and public thoroughfares in the city of Mobile; provide for the control, working, building, maintenance and improvement of the same by the board of revenue and road commissioners of Mobile county; to prescribe the duties and fix the authority of said board; to provide for the levy and collection of a road tax, and the method of disbursing moneys necessary to carry out the provisions of this act and provide penalties for violation of its provisions," which act was approved August 2nd, 1907.

S. 307. To designate a certain public road of the State of Alabama as a State trunk road, and to provide the manner in which such road shall be located, improved and maintained and to make its establishment imperative.

S. 357. To designate certain described roads as State trunk roads for Alabama.

S. 313. To amend section 1 of an act entitled "An act creating and establishing the juvenile court of Mobile county, and defining its powers and jurisdiction; providing for the process and procedure of said court; for the equipment of said court; for officers of said court and their salaries and defining their powers

and providing a commission to aid in carrying out the work of the court and prescribing its duties "

S. 347. To amend section three (3) of an act entitled, "An act to create and establish the office of general guardian ad litem in all counties of sixty thousand (60,000) population and not exceeding eighty-two thousand (82,000) population, according to the last Federal census; to prescribe his duties and qualifications; to provide for his appointment and to fix his compensation and term of office; to provide for the appointment of a guardian ad litem in cases where the general guardian ad litem is disqualified or where the interest of the infants interested in the case are antagonistic or conflicting; and to provide a penalty for wrongfully appointing such guardian ad litem," approved March 22nd, 1911, as amended by an act approved July 27th, 1915.

W. F. Miller,
Secretary.

SIGNING OF SENATE BILLS.

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing message from the Senate.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bills and returns same herewith to the House:

H. 507. To provide for the payment of the fees of State's witnesses in criminal cases in Henry county, Alabama.

Also:

H. 469. To provide for the collection by the court of county revenues of Dallas county of a sum of money in lieu of road duty, to fix the amount thereof, and to set such times as the same shall be payable or shall be barred from payment.

Also:

H. 468. To authorize and empower the probate judge of Dallas county to issue interest bearing certificates or warrants in extension of certificates or warrants heretofore issued by the probate judge of Dallas county under authority of the court of county revenues or other law; to draft proper form of certificates or warrant, and to define the effect of such certificate or warrant.

Also:

H. 467. To authorize the court of county revenues of Dallas county to adopt a budget system in said county and such rules

and regulations as may be necessary to carry same into effect, and for the proper government of said county, and confirming the action of said court in putting into effect a budget system for the years of 1918 and 1919.

Also:

H. 457. To provide a better system of road building and construction for the county of Marion.

Also:

H. 382. To repeal an act entitled "An act to provide for a better system of public roads for the county of DeKalb in this State," approved September 22, 1915.

Also:

H. 304. To abolish the office of county treasurer of Perry county, and to provide for the court of county commissioners of Perry county, to contract annually with one or more banks in the county of Perry to keep and be custodian of the county funds, requiring bank or banks to give bond as such custodian; said bank to receive and disburse all county funds or warrants allowed by court of county commissioners on certificates from circuit clerk or of judge of county court, to require tax collector to pay all county moneys over to such bank or banks taking triplicate receipts therefor, requiring all other collecting or receiving county funds to pay same over to said bank or banks, making it unnecessary to have certificates of redemption to be countersigned, requiring probate judge to safely keep redemption money and pay same over to purchaser on surrender of purchaser's certificate.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following Senate joint resolution:

By Mr. Carmichael:

S. J. R. 118. Resolved by the Senate, the House concurring, that when both houses adjourn today it be till Wednesday, August 20, at 2 o'clock P. M.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The rules were suspended and S. J. R. 118, set out in the above and foregoing message from the Senate, was adopted.

CERTIFICATE OF THE CLERK.

To the House of Representatives:

I hereby certify that the bills mentioned below were delivered to the executive department on the dates and hours named and that I hold the receipts of the executive department for same:

Aug. 15, 1919, 12:50 P. M.:

H. 436. To authorize all counties having a population of 18,889 and not exceeding 18,890 according to the last Federal census to prescribe punishment for not working the public roads in such counties and to determine what shall constitute a legal excuse for failure to work public roads after due notice is given.

Also:

H. 384. To repeal an act entitled an act to authorize the commissioners' court of Etowah county to levy a tax for making the public roads of said county and to provide for keeping said roads in repair. To provide that the general road law shall apply to Etowah county.

Also:

H. 385. To require all fines imposed by any court in Etowah county upon convictions of any and all criminal offenses against the State laws and all forfeitures made final, to be paid in money, requiring such money to be deposited in the fine and forfeiture fund of the county; to provide the manner of paying warrants now and hereafter drawn against said fund, and to appropriate any surplus of said fund to the public road fund of the county.

Also:

H. 504. To amend section one (1) of an act entitled "An act to incorporate the town of Opp in the county of Covington, State of Alabama," approved February 28th, 1901.

Also:

H. 104. To repeal section 6698 of the Code of Alabama of 1907, and to make the clerks of the circuit courts of the respective counties ex-officio clerks of the county courts of said counties; to provide payment for services of such clerks, manner of payment and to provide for a bond as such clerk.

Also:

H. 509. To require all unpaid fees accruing to the sheriff or clerk and fees accruing to State's witnesses in criminal cases in Henry county, Alabama, since the first day of January, 1913, and prior to the first day of August, 1919, to be registered and paid out of the fine and forfeiture fund of said county.

Also:

H. 11. To extend and regulate the granting of teachers' certificates to persons who served in the army or navy of the United States during the war with Germany.

Also:

H. 479. To better provide for holding the circuit court of the tenth judicial circuit at Bessemer, in and for the following portions of Jefferson county, to-wit: Williams precinct No. 1, Jonesboro precinct No. 2, Parsons precinct No. 3, Aarons precinct No. 4, Short Creek precinct No. 5, Bethlehem precinct No. 7, Meeks precinct No. 24, Toadville precinct No. 27, Bessemer precinct No. 33, Gwins precinct No. 35, Huey's precinct No. 40, Parkwood precinct No. 41, Mulga precinct No. 49, Virginia Mines precinct No. 51, Fairfield precinct No. 53, and Brighton precinct No. 55, to define the jurisdiction thereof, to provide for organizing and empanelling grand juries therefor and define the jurisdiction of said grand juries, to regulate the holding of said court at said place and otherwise provide therefor.

Fred H. Gormley,
Clerk.

SPECIAL ORDER.

The hour having arrived, the House proceeded to the consideration of the special order which was the bill:

H. 535 (with substitute). To create the Alabama railroad and public utilities commission, with the powers and jurisdiction of the Alabama public service commission, and with additional powers and jurisdiction to supervise and regulate in the public interest: (a) The rates, fares and charges; (b) facilities, practice rules and service; (c) franchises, licenses and contracts; (d) the financing and securities; and (e) the construction of new common carriers and agencies and utilities affected with a public interest or rendering public service of any kind.

The question was upon the adoption of the substitute reported by the Standing Committee on Judiciary, said substitute being as follows:

SUBSTITUTE FOR HOUSE BILL 535

A bill to be entitled an act to create the Alabama Railroad and Public Utilities Commission, with the powers and jurisdiction of the Alabama Public Service Commission, and with additional powers and jurisdiction to supervise and regulate in the public interest: (a) The rates, fares and charges; (b) Facilities, practice rules and service; (c) Franchises, licenses and contracts; (d) The financing and securities; and (e) The construction of new common carriers and agencies and utilities affected with a public interest or rendering public service of any kind.

Be it enacted by the Legislature of Alabama:

Section 1. Commission established.—A commission to be known as the Alabama Railroad and Public Utilities Commission, consisting of a president and two associates, who shall be competent persons and qualified electors of this State, is hereby established.

Section 2. Temporary personnel of commission.—That Samuel P. Kennedy, of Anniston, Alabama, is hereby appointed president of said commission, and B. H. Cooper, of Birmingham, Alabama, and S. P. Gaillard, of Mobile, Alabama, are hereby appointed associates, respectively, of said commission, to serve until the election and qualifications of their successors as hereinafter provided.

Section 3. Abolition of Alabama public service commission.—That the Alabama public service commission is hereby abolished, and that all authority, rights, powers, duties, privileges, and jurisdiction heretofore conferred by law upon the Alabama public service commission and the railroad commission of Alabama, are hereby expressly conferred upon the Alabama railroad and public utilities commission as fully as if so named in any laws of this State, unless inconsistent with the provisions of this act. That all actions and proceedings now or hereafter pending in the name of, or against and before the Alabama public service commission and the railroad commission of Alabama, shall survive and be continued and prosecuted by, before, in the name of, or against the Alabama railroad and public utilities commission, and that no right, privilege, immunity or appropriation granted to, or made in behalf of, the Alabama public service commission, or the railroad commission of Alabama, shall merge, lapse, or be lost by reason of the passage of this act, but the same are hereby conferred, transferred and imposed upon the Alabama railroad and public utilities commission.

Section 4. Transfer of books, records and files.—All books, files, records, and other papers of the Alabama public service commission shall be delivered by it to the Alabama railroad and public utilities commission upon the taking effect of this act, and shall become records of the Alabama railroad and public utilities commission. All rates, service regulations, practices, classifications and schedules now on file with, and approved by, the Alabama public service commission, and all orders, rules and regulations of the Alabama public service commission are hereby continued in effect until revoked, modified, amended, or otherwise ordered by the Alabama railroad and public utilities commission.

Section 5. Commission.—Unless otherwise specified, the word "commission," when used in this act, shall mean the Alabama railroad and public utilities commission.

Section 6. Commissioner.—Unless otherwise specified, the word “commissioner,” when used in this act, shall mean a member of the commission.

Section 7. Municipality.—Unless otherwise specified, the term “municipality,” when used in this act, shall mean and include any municipal corporations organized under the laws of this State.

Section 8. Person.—Unless otherwise specified, the term “person,” when used in this act, shall mean and include individuals, associations of individuals, firms, partnerships, companies, corporations, municipalities, governmental agencies, their lessees, trustees or receivers appointed by any court whatsoever, in the singular number as well as in the plural.

Section 9. Securities.—Unless otherwise specified, the word “securities,” when used in this act, shall mean and include stock, whether of par value or not, stock certificates, bonds, notes, debentures, or other evidences of indebtedness, authorized, issued or executed by any person, in the singular as well as in the plural, but shall not include and the provisions of this act shall not apply to any securities issued for the construction, acquisition, betterment or improvement of railroad rolling stock or securities issued or to be issued under and secured by mortgage, lien, contract of conditional sale, equipment trust indenture, or other instrument respecting such rolling stock.

Section 10. Transportation company.—(a) Unless otherwise specified, the term “transportation company,” when used in this act, shall mean and include every person not engaged solely in interstate commerce or business that now or may hereafter own, operate, lease or control, as common carriers or for hire: (1) Any railroad or part of a railroad in this State, or any cars or other equipment used thereon, or bridges, terminals or sidetracks used in connection therewith, whether owned by such railroad, or otherwise; (2) any express companies; (3) any car companies; (4) any sleeping car companies; (5) any steamboat or steam-packet companies; (6) any railroad depot or terminal station; (7) any telegraph line; (8) any telephone line. (B) Unless otherwise specified, the term “transportation company” shall also mean and include two or more transportation companies rendering joint service. The term “transportation company” shall not include, however, a person whose rolling stock is in this State temporarily in use by a railroad doing business in this State, or any person in whom title to railroad rolling stock is vested for the purpose of securing a debt therefor under any mortgage, lien, contract, conditional sale, equipment trust indenture, or other instrument respecting such rolling stock.

Section 11. Utility.—(a) Unless otherwise specified, the term “utility,” when used in this act, shall mean and include every person, not engaged solely in interstate business, that now or may hereafter own, operate, lease or control: (1) Any plant, property or facility for the transportation or conveyance to or for the public of passengers or property, by street or interurban railway; (2) any plant, property or facility for the generation, transmission or distribution, sale or furnishing to or for the public of electricity for light, heat or power, or other uses, including any conduits, ducts or other devices, materials, apparatus, or property for containing, holding or carrying conductors used, or to be used, for the transmission of electricity for light, heat or power, or other uses; (3) any plant, property or facility for the manufacture, storage, distribution, sale or furnishing to or for the public of natural or manufactured gas for light, heat or power, or other uses; (4) any plant, property or facility for the supply, storage, distribution, or furnishing to or for the public of water for manufacturing, municipal, domestic or other uses; (5) any plant, property or facility for the production, transmission, conveyance, delivery, or furnishing to or for the public of steam for heat or power, or other uses; (6) any plant, property or facility for the transportation or conveyance to or for the public of passengers or property, under the earth or water, or through the air, by conveyances of any kind whatsoever; (7) any plant, property, or facility for the transportation or conveyance to or for the public of passengers or property for hire by automobile; (8) any public wharf, dock or terminal; (9) any toll, bridge or ferry; (10) any boat line propelled by any power and not hereinabove included in this act within the definition of transportation company; (11) any plant, property or facility not specifically designated or defined in this act engaged in the transportation of persons or property for hire. (b) None of the provisions of this act shall apply to the generation, transmission or distribution of electricity, to the manufacture or distribution of gas, to the furnishing or distribution of water, or to the production, delivery or furnishing of steam for heat or power by a producer who is not otherwise a utility, for the sole use of such producer, or for the use of tenants of such producer, and not for sale to others. (c) Unless otherwise specified, the term “utility” shall also mean and include two or more utilities rendering joint service.

Section 12. Rate.—Unless otherwise specified, the term “rate,” when used in this act, shall mean and include, in the plural number as well as in the singular, every individual or joint rate, classification, fare, toll, charge, or other compensation for service rendered, or to be rendered, by any utility, and every rule,

regulation, practice, act, requirement, or privilege in any way relating to such rate, fare, toll, charge or other compensation, and any schedule or tariff, or part of a schedule or tariff thereof.

Section 13. Service regulation.—Unless otherwise specified, the term “service regulation” shall mean and include every rule, regulation, practice, act or requirement in any way relating to the service or facilities of a utility, including the voltage of electricity, the heat units, pressure and candle power of gas, the purity and pressure of water, and in general the quality of any commodity, service or product supplied.

Section 14. Election and terms of commissioners.—That at the election to be held in the State on the first Tuesday after the first Monday in November, 1920, and every four years thereafter, a president of the commission shall be elected by the qualified electors of this State; and at the election to be held in the State on the first Tuesday after the first Monday in November, 1922, and every four years thereafter, two associates of the commission shall be elected by the qualified electors of this State. The result of the election of the president and two associates of the commission shall be ascertained and declared by the same authority and in the same manner as are the results of the election of the chief justice and associate justices of the supreme court. The persons appointed hereinabove to fill said offices shall enter upon the discharge of their respective duties immediately upon the taking effect of this act, and the persons elected as successors of said appointed commission shall enter upon the discharge of their respective duties on the first Monday after the second Tuesday in January after their election, and shall continue in office until their successors are elected and qualified.

Section 15. Filling vacancies in commission.—If any vacancy shall occur in the commission because of death, resignation, or otherwise, the same shall be filled by appointment by the governor, the appointee holding for the balance of the unexpired term. If any person elected to the commission shall fail or refuse for thirty days to qualify, such failure shall be held to create a vacancy in the office, which vacancy shall be filled by appointment by the governor, the appointee to hold for the term for which the person so failing or refusing to qualify was elected.

Section 16. Qualifications of commissioners.—The commissioners shall be qualified electors of the State, and no two of said commissioners shall be elected or appointed from the same congressional district. No person owning any stock in any transportation company or public utility doing business in the State of Alabama, or in the employment of any transportation company

or utility in this State, shall be eligible to the office of commissioner.

Section 17. Name and corporate seal of commission; oath of office.—The commission shall be known as "The Alabama Railroad and Public Utilities Commission," and the members thereof shall be State officers, and before entering upon the discharge of their duties, they shall take the oath of office prescribed for other State officers. The commission shall have a seal with the words "Alabama Railroad and Public Utilities Commission," with ~~such emblem as the commission may prescribe.~~

Section 18. Impeachment of commissioners.—The commissioners may be impeached and removed from office by the supreme court for the same causes and in the same manner as any other State officers; and any commissioner who shall accept any gift, gratuity, emolument, or employment from any transportation company or public utility during his continuance in office, except a permit for himself or some employee of the commission to pass over the transportation line of such transportation company on official business, shall forfeit his office and may be impeached and removed from office therefor, or for any other cause of impeachment.

Section 19. Salaries of commissioners.—The president of the commission shall receive a salary of \$5,500.00 per annum, and each associate commissioner shall receive a salary of \$5,000.00 per annum.

Section 20. Attorney general to represent commission.—The attorney general shall be ex-officio the counsel of the commission, and shall represent it in any and all legal proceedings instituted by or against it, and shall institute any legal proceedings which the commission may request or deem necessary to enforce the provisions of this act, or compel obedience to and observance of the same by any person upon whom such obedience or observance is herein imposed.

Section 21. Secretary of commission.—The commission may employ a secretary at a salary of not exceeding \$3,000.00 per annum.

Section 22. Additional facilities for commission.—The commission shall have power, upon consultation with and the approval of the governor, to appoint or employ such additional officers and such accountants, engineers, experts, inspectors, clerks and employees as it may deem necessary or expedient to carry out the provisions of this act, or to perform the duties and exercise the powers conferred by law upon the commission. All such additional officers and such accountants, engineers, experts, inspectors, clerks and employees shall receive compensation to be

fixed by the commission, subject to the approval of the governor. The commissioners and their officers, accountants, engineers, clerks, inspectors, experts, and other employees shall have reimbursed to them all actual and necessary traveling and other expenses and disbursements necessarily incurred or made by them in the discharge of their official duties. The commission may also incur necessary expense for office furniture, stationery, printing and other incidental expenses. All money paid out under the provisions of this section shall be paid out of the State treasury on warrants drawn by the State auditor on the State treasurer, and approved by the governor.

Section 23. Appropriation for expenditures.—There is hereby appropriated out of the State treasury a sum of money sufficient to meet the expenses incurred under the provisions of this act.

Section 24. Office and meetings of commission.—The office of the commission shall be in the State capitol. Such office shall be open for business between the hours of eight in the morning and five o'clock in the evening throughout the year, and one or more responsible persons, to be designated by the commission, or by the secretary under the direction of the commission, shall be at all times in immediate charge thereof.

The commission shall meet at its said office on the first Monday of every month, and shall remain in session until all business before them is disposed of, and they may hold other sessions at such times and places as may be necessary for the proper discharge of their duties, or as the conveniences of the parties in the judgment of the commission may require; and they shall keep a record of all their proceedings, which shall be open at all times to the inspection of the public.

Section 25. Record and transcript of evidence and proceedings made by stenographer.—A full and complete record of all proceedings before the commission on any investigation had, and all testimony therein, shall be taken down by a stenographer appointed by the commission. A copy of the transcript thereof shall be furnished to any person desiring the same upon the payment of the cost of transcribing the testimony, not to exceed ten cents per folio.

Section 26. Rules of procedure.—The commission may adopt and publish rules to govern its proceedings and to regulate the mode and manner of all investigations and hearings before it, provided all hearings shall be open to the public.

Section 27. Commissioners and clerk not to contract with utilities.—No commissioner, or clerk of the commission, shall, during his continuance in office, personally, or through any partner or agent, render any professional service, or make or perform

any business contracts for or with any transportation company or utility, except contracts for such service as is rendered by such transportation company or utility to the general public.

Section 28. State does not guarantee stocks, bonds, etc.—No provision of this act, and no deed or act done or performed under or in connection therewith, shall be held or construed to obligate the State of Alabama to pay or guarantee in any manner whatsoever any security issued or executed under the provisions of this act, or to pay or guarantee in any manner whatsoever any interest or dividend thereon.

Section 29. Purpose for which securities may be issued.—Subject to the provisions of this act, a transportation company or utility may issue securities and mortgage its property to secure the payment of the same, for the following purposes, and no other, viz.:

(a) For money or the rendition of stipulated necessary services, or the performance of stipulated necessary labor or the acquisition of property.

(b) For the construction, development, extension, betterment or improvement of, or additions to, its plant, properties, facilities or service.

(c) For the discharge of or lawful funding or refunding of its obligations, or of the securities of any other transportation company or utility, which securities are owned or guaranteed by it, or for other lawful corporate purposes.

(d) For reimbursement of moneys actually expended for any of the aforesaid purposes from income or from any other moneys in the treasury of the utility within five years next prior to the filing of the certificate of notification, or of the application for the certificate of valuation as hereinafter provided, not directly or indirectly secured by or obtained from the issue of securities of such transportation company or utility, and not expended for maintenance of service or facilities; provided, however, that a transportation company or utility may issue such securities for the reimbursement of moneys heretofore actually expended from income or other moneys as aforesaid for any of the purposes herein specified within five years prior to the filing of certificate of notification, or of the application for certificate of valuation if said certificate of notification or application for certificate of valuation is filed within two years after the approval of this act. Nothing in this act, however, shall be deemed or held to require a transportation company or utility to file a certificate of notification with respect to any securities where the proceeds of such securities are to be used for any of the purposes aforesaid solely without the State of Ala-

bama, or with respect to any securities which have been or are to be issued by a corporation organized under the laws of another state and are not secured or to be secured by mortgage of or lien upon property within the State of Alabama, and the provisions of this act shall not apply to such securities.

In the event the commission shall be of the opinion that any securities proposed to be issued by any transportation company or utility, as disclosed by any certificate of notification filed with the commission as in this act provided, are to be, or may be issued for any purpose other than the purposes in this section authorized, or in an unreasonable or unnecessary amount, the commission shall forthwith proceed to take such action or cause such action to be taken, either in its own name, or the name of the State of Alabama, as may be necessary or appropriate, to prevent or enjoin the issuance thereof, or of any part thereof, and it shall be the duty of the court to entertain and to determine any appropriate action in the premises which may be so instituted. Should the commission not institute, or cause to be instituted such an action within fifteen days of the filing of a certificate of notification by any transportation company or utility, the securities covered by such certificate may be issued.

Section 30. Certificate of notification.—Every transportation company or utility, except as herein otherwise provided, shall file with the commission, not less than fifteen days prior to the date of the issuance of any securities, now or hereafter to be authorized, a certificate to be known as a certificate of notification, in such form as the commission may from time to time determine and prescribe, which, among other things which may be prescribed by the commission, shall show:

(a) The total amount and character of securities proposed to be issued, and the purpose of such issue, whether to be sold, pledged, or held in the treasury of the transportation company or utility for future issue. If the same are to be sold, the terms of the sale, if a contract for such sale has been made, if not, the price anticipated or expected to be realized therefor, and if any part of the consideration to be received therefor is other than money, an accurate and detailed description thereof and the value at which the same is to be taken; if such securities are to be pledged, the terms and conditions of the pledge.

(b) The number and amount of all securities of such transportation company or utility outstanding prior to the date of such certificate of notification, and the amount, if any theretofore retired, the amount theretofore authorized but undisposed of, and whether such amount is to be held in the treasury of the trans-

portation company or utility for future issue, or pledged, and, if pledged, the terms and conditions of the pledge.

(c) If the issue is of shares of stock, the certificate shall show the number of the then outstanding shares previously authorized and issued, and the par value thereof, if the stock has a par value.

(d) The preference or privilege granted to the holder thereof, if any, the dates of maturity, if any, the rates of interest, if any, and the manner in which the payment thereof will be secured, if any, the dividend rate, if preferred stock, and any conversion rights granted to the holders of any securities, and the price, if any, at which such securities may be redeemed or retired.

Section 31. Further certificates of notification.—Whenever any security set forth and described in any certificate of notification is pledged or held for future issue in the treasury of the transportation company or utility, or is not to be issued in pursuance of a then existing contract for the sale thereof, the transportation company or utility shall, except as hereinafter provided, not less than fifteen days before repledging or finally issuing such securities, file a further or supplemental certificate of notification to that effect, setting forth all such facts as are required in the case of an original certificate of notification.

Section 32. Verification and publicity of certificate of notification.—All certificates of notification and further or supplemental certificates of notification furnished to the commission shall be signed and verified by the affidavit of the treasurer, auditor, comptroller, or other acting fiscal head of the transportation company or utility. Copies of such certificates of notification, certified under the seal of the commission, shall be admitted in evidence in any suit in the courts of this State.

Section 33. Certificate of valuation.—Any transportation company or utility, before issuing any securities, may make application to the commission for a certificate of valuation under the provisions of this article. Upon such application the commission may hold such hearings, which shall be public, subpoena and examine such witnesses, compel the production of and examine such books, papers and other documents, and make such inspection, physical examination and investigation as to it may seem necessary or proper. Upon being satisfied that the transportation company or utility is entitled to a certificate of valuation, the commission shall issue the same, accompanied with a memorandum, in writing, setting forth:

(a) The total amount and character of the securities to be issued; the preference or privilege granted, if any; the dates of maturity, if any; rates of interest or dividend; conversion rights,

if any, granted, and the price, if any, at which such securities may be redeemed or retired.

(b) The purpose for which the same may be issued, whether money, property, the rendition of performance of stipulated necessary services or labor;

(c) The amount of consideration to be received therefor, and if the same be other than money, the reasonable value to the utility of the property, services or labor, or other consideration to be received in exchange for the securities;

(d) The terms, including the price, at which the same may be issued, and the manner in which the payment thereof may be secured; and,

(e) The purposes to which the proceeds thereof, if any, shall be applied.

Section 34. Certificate of valuation optional.—In any case in which a transportation company or utility applies to the commission for a certificate of valuation, it shall not be required to file with the commission a certificate of notification as hereinbefore provided with respect to the securities, the consideration for the issuance of which has been certified to as to value by the commission.

Section 35. The effect of certificate of notification or certificate of valuation.—Neither the filing nor the failure to file with the commission of a certificate of notification, nor the issuing nor failure to issue by the commission of any certificate of valuation, shall in any wise impair the validity of any securities issued, assumed or guaranteed by a transportation company or utility or in any wise affect the right of any innocent holder or holders of securities issued by any transportation company or utility. The certificate of valuation shall be deemed to certify merely to the fact that the securities mentioned therein are authorized to be issued for money, property, or the rendition or performance of stipulated services or labor actually received at the reasonable and fair value thereof to the transportation company or utility.

Section 36. Refunding debt, discount and expense.—The commission may require every transportation company or utility that issues any bonds, notes, debentures, or other evidences of indebtedness for an amount or amounts less than the face value thereof to provide for the amortization of the discount and all expense connected with the issuance of said bonds, notes, debentures, or other evidences of indebtedness during the life of such securities. Provided, however, that this section shall not be construed to authorize or empower the commission to regulate in any way the accounts, records or memoranda of interstate carriers which

are subject to the United States act to regulate commerce, and particularly to section 20 of that act, or to the rules and regulations of the United States interstate commerce commission.

Section 37. Certification of valuation issued for less or greater than amount applied for.—When an application is made for a certificate of valuation, the commission may, by order, authorize the issue of securities in the amount applied for, or in a lesser amount, or in a greater amount, or not at all, and may attach to the exercise of this authority such terms and conditions as it may deem just, reasonable and proper.

Section 38. Limitation of application of article.—The provisions of this act requiring transportation companies and utilities to file a certificate of notification before issuing any securities, shall not apply to the securities lawfully issued before this act becomes a law, nor to securities authorized to be issued under any mortgage, deed of trust, or other similar instrument lawfully executed and delivered before this act becomes a law, nor to any securities to be issued in pursuance of a lawfully existing contract made before the enactment hereof. Nothing in this act contained shall be deemed or held to apply to any securities which have been or may be issued by a corporation organized under the laws of another state which securities are not secured or to be secured by a mortgage or lien on property within the State of Alabama.

Section 39. Transportation companies and utilities authorized to issue notes for a year.—A transportation company or utility may issue notes for proper purposes, and not in violation of any provisions of this act, or of any other act, payable at periods of not more than one year from the date thereof, without filing a certificate of notification. A transportation company or utility may issue like notes, payable at periods of not more than one year from the date thereof, to pay, retire, discharge, or refund in whole or in part such note or notes authorized by this section to be issued, without filing a certificate of notification, and may so continue from time to time for a period not exceeding in the aggregate five years from the date of the issue of the first note or notes, to issue notes of the same character to pay, retire, discharge, or refund in whole or in part notes previously issued for the same purpose under the authority of this section; and, except as otherwise in this section expressly authorized, no such notes payable at periods of not more than one year from the date thereof shall in whole or in part, directly or indirectly, be paid, retired, discharged, or refunded by any issue of securities of any term or character, or from the proceeds thereof without filing a certificate of notification. Nothing contained in this act, shall be

construed as limiting the power of any court having jurisdiction to authorize or cause receivers certificates or debentures to be issued according to the rules and practice obtaining in receivership proceedings in courts of equity.

Section 40. Application of proceeds of issue.—No transportation company or utility shall apply the issue of any part thereof of any securities, or any proceeds thereof, to any purpose not specified in its certificate of notification, or if application is made for a certificate of valuation to any purpose not set forth in the certificate of memorandum of the commission accompanying the same without either filing a supplemental certificate of notification or applying for a supplemental certificate of valuation.

Section 41. Duty of utilities to account to commission for disposition of proceeds.—The commission may require any transportation company or utility to account for the disposition of the proceeds of all issues of securities under the provisions of this act, in such form and detail as it may deem advisable, and to do and perform any and all acts necessary to carry out the provisions of this act. Provided, however, that the commission shall not require any interstate carrier which is subject to the United States act to regulate commerce to keep any other or different accounts, records, or memoranda of securities than such carrier is required to keep by the United States interstate commerce commission.

Section 42. Capitalization of franchises.—No transportation company or utility shall directly or indirectly capitalize any franchises to be a corporation, or, without the consent of the commission, power and authority to grant which is hereby expressly in it vested; capitalize any other franchise, right or privilege, or any right to own, operate or enjoy any such other franchise, right or privilege whatsoever in excess of the amount actually paid to the State or a political subdivision thereof, as a consideration for the grant of such franchise, right or privilege; provided, however, that the commission shall have power and authority, which is hereby expressly granted:

(a) To approve the issuance of securities in connection with the reorganization of any incorporated transportation company or utility, or with the organization of a new corporation by any purchaser or purchasers of the franchises or property of any transportation company or utility, subject to the provisions of this act sold under any judicial proceeding or mortgage or deed of trust to such amount and in such character as may appear to said commission necessary, reasonable, equitable or proper to fully protect the rights, interests and equities of the holders of securities, or creditors, of the corporation which is recognized, or

of the transportation company or utility whose franchises and property have been sold under any judicial proceedings, or mortgage or deed of trust, and,

(b) To permit the capitalization of the tangible and intangible property and assets other than the franchise to be a corporation, of any corporation, either newly chartered, reorganized or organized by any purchaser or purchasers of the franchises and property of any transportation company or utility sold under judicial proceedings, or mortgage of deed of trust; at such reasonable value, and in such amount or in such manner and form as may be made to appear to said commission reasonably necessary or proper to enable such corporation to procure the necessary capital, services or other requisites for constructing, equipping, developing, enlarging, maintaining and operating its property, works, plants, facilities and connections for the establishment of its business as a going concern.

Section 43. Valuation of property of transportation company or utility.—In determining the value of the property of a transportation company or utility for the purposes of supervision and regulation of financing and securities as provided for in this act, the franchise or intangible property and assets shall not be appraised, fixed or considered at any greater amount or value than the amount which may have been so allowed by the commission.

Section 44. Reorganized transportation companies and utilities. Any transportation company or utility which shall have, or may hereafter become the owner or assignee of any right, power, privilege or franchise of any other utility, in whole or in part, directly or through an intermediate grantor or grantors, under a deed of trust, mortgage sale, sale in bankruptcy proceedings, or sale under any judgment, order, decree, or proceedings of any court, including the courts of the United States, shall be subject to the same power of supervision, restriction and control that applies to other transportation companies and utilities under the provisions of this act.

Section 45. Fees for certificate of valuation.—Upon the issuance of any certificate of valuation under the provisions of this act, the transportation company or utility to which such certificate of valuation is issued, shall pay into the State treasury, before the issuance of any securities covered by such certificate, ten cents for every one hundred dollars par or face value of the new securities proposed to be issued as set out in such certificate. If any such securities are proposed to be issued by transportation companies or utilities whose properties, plants and facilities lie partly within and partly without the State, such fee shall be paid

only in the proportion that the value of the property, plant and facilities of the transportation company or utility in this State to which such securities relate bears to the value of the entire property, plant, and facilities of the transportation company or utility to which such securities relate, such proportionate value to be determined by the commission in the same manner as is provided by law for the determination of similar proportionate valuations by the State board of equalization or other State board or authority authorized by law to make such determination. In cases where such board or authority has already made such determination of valuation, or of proportionate valuation, the findings of such board or authority shall control.

Section 46. Supervision and regulation of transportation companies and utilities.—The commission shall have general and exclusive power and jurisdiction to regulate and supervise every transportation company and utility in respect of its rates and service regulations, and in respect of its franchises, licenses, and contracts, insofar as they affect its rates and service regulations, and in respect of its financing and securities in accordance with the provisions and subject to the reservations of this act, and to do all things necessary and convenient in the exercise of such power and jurisdiction.

Nothing in this act contained, however, shall be deemed to confer upon the commission power and jurisdiction to regulate and supervise in respect of rates and service regulations any transportation company or utility owned and operated by any municipal corporation in the State. From time to time the commission may make such recommendations to any municipal corporation which owns and operates a transportation company or utility, as from its experience in the administration of this act may seem to the commission necessary or advisable.

Section 47. Inspection and supervision fees.—Each transportation company and utility doing business in this State and subject to the control and jurisdiction of the commission with respect to its rates and service regulations shall pay annually to the State on or before February 1st of each year a fee for the inspection and supervision of such business. Such inspection and supervision fees shall be paid by such transportation companies and utilities in addition to any and all property, franchise, license, intangible and other taxes, fees and charges now or hereafter provided by law. No similar inspection and supervision fees shall be levied or assessed by any county or municipality of this State and no part of such inspection and supervision fee shall be allowed to any county or municipality of this State; provided, that on or before February 1st, 1920, each transportation com-

pany and utility doing business within this State and subject to the control and jurisdiction of the commission with respect to its rates and service regulations shall pay to the State a supervision and inspection fee of one-half of an amount of a full year inspection and supervision fee computed upon the basis of the gross earnings of such transportation company or utility for the year 1919 as hereinafter provided.

Such inspection and supervision fee shall be based upon the amount of the gross earnings of each such transportation company and utility for the calendar year next preceding the date herein fixed for the payment of the same, except that in the case of such transportation companies and utilities engaged in interstate business the fees shall be based upon the gross earnings of such transportation companies and utilities from intrastate business only, for such preceding calendar year, and not in any respect upon earnings derived wholly or in part from interstate business. Such fees shall be computed upon the following basis:

A fee of \$2.50 per \$1,000 for the first \$10,000 or less of such gross earnings.

A fee of \$2.00 per \$1,000 for each additional \$1,000 of such gross earnings up to and including \$100,000 thereof;

A fee of \$1.50 per \$1,000 for each additional \$1,000 of such gross earnings up to and including \$350,000 thereof;

A fee of \$1.25 per \$1,000 for each additional \$1,000 of such gross earnings up to and including \$700,000 thereof;

A fee of \$1.00 per \$1,000 for each additional \$1,000 of such gross earnings up to and including \$1,000,000 thereof;

A fee of 75 cents per \$1,000 for each additional \$1,000 of such gross earnings up to and including \$3,000,000 thereof;

A fee of 25 cents per \$1,000 for each additional \$1,000 of such gross earnings up to and including \$3,000,000 thereof;

A fee of 10 cents per \$1,000 for each additional \$1,000 of such gross earnings over and above \$3,000,000 thereof.

But in no case shall said fee be less than \$25.00, which shall be the minimum inspection and supervision fee to be paid by any transportation company or utility and this amount shall in any event be paid on or before February 1st of each year, except that on or before February 1st, 1921, the maximum so to be paid shall be \$3,000.00, which shall be the maximum inspection and supervision fee to be paid by any transportation company or utility in any year thereafter, except that the maximum fee due on or before January 1, 1920 shall be \$1,500.00.

Section 48. Annual reports of gross earnings.—On or before January 20th, 1920 and on or before January 20th of each year thereafter, every transportation company or utility doing busi-

ness in this State and subject to the control and jurisdiction of the commission with respect to its rates and service regulations shall file with the commission a statement under oath in such form as may be prescribed by the commission of the amount of the gross earnings of such transportation company or utility for the last preceding calendar year except that in the case of any transportation company or utility engaged in interstate business such statement shall show only the amount of its gross business for the last preceding calendar year from its intrastate business and shall not include any earnings derived wholly or in part from its interstate business. Any transportation company or utility failing to file such statement shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not exceeding \$25.00 for each day of such failure.

Section 49. Supervision and inspection fees continued.—Supervision and inspection fees provided for in this act shall be in default on or after February 1st of each year, if not paid prior to that date. In the event that the amount payable by any transportation company or utility for any year cannot be ascertained on or before February 1st of each year, such transportation company or utility shall, in any event, pay the minimum supervision and inspection fee herein provided, and in addition such part of any additional supervision and inspection fee as may be ascertainable on or before the date of default; and when any further or additional amount payable for such year can be ascertained the same shall be paid within 30 days after it becomes possible to ascertain the same. Any transportation company or utility failing, in whole or in part to pay any supervision or inspection fee, or part thereof, due by it within any of the times herein prescribed for the payment of the same, shall be in default, and shall be liable to a penalty of not exceeding \$5.00 per day, to be recovered by suit of the State, for every day it thereafter remains in default, and such penalty may be recovered, together with the supervision and inspection fee in default, in a single action. And the State shall have a lien upon all the property in this State of any transportation company or utility for the payment of the supervision and inspection fees provided for, which lien shall be superior to all other liens, except the lien for State, county and municipal taxes.

Section 50. Interstate commerce not regulated or interfered with.—It is declared to be the purpose of this act to regulate intrastate commerce only, and none of the provisions of this act shall be construed as authorizing a regulation of or an interference with interstate commerce.

Section 51. All transportation companies and utilities regulated.—The provisions of this act shall apply to all transportation companies and utilities, no matter how owned, whether privately, municipally or governmentally, or otherwise, and no matter by what agency operated, leased, managed, or controlled, whether such agency be private, governmental, municipal or otherwise.

Section 52. Transportation company and utility charges to be reasonable and just.—Every transportation company and utility shall furnish reasonably adequate service and facilities, and the charges made for any services rendered or to be rendered, shall be reasonable and just, both to the transportation company or utility, and to the public.

Section 53. Transportation companies and utilities entitled to reasonable return.—Transportation companies and utilities shall be entitled to a reasonable return on the reasonable value of the whole of their property devoted to the public service. Where a transportation company or utility performs more than one service, rates and charges for the same shall be fixed for each service, as near as may be, in such manner as to yield a reasonable return upon the reasonable value of the property devoted to such service, but in any event the rates and charges shall be such as to yield, in the aggregate, a reasonable return on the reasonable value of the whole property devoted to the public service.

Section 54. Schedules to be filed.—(a) Every transportation company and utility shall file with the commission within 60 days from the going into effect of this act schedules which shall show all rates not on file with the Alabama public service commission, which such transportation company or utility has established, and which are in force at the time, for any service performed by it within the State, and shall likewise file with the commission all service regulations.

(b) Changes of rates; thirty days' notice.—No change shall be made in any schedule or service regulation filed with the commission except upon thirty days' notice to the commission, and all such changes shall be plainly indicated upon existing schedules or service regulations, or by filing new schedules or service regulations in lieu thereof thirty days prior to the time the same are to take effect; provided, that the commission, upon application of any utility, may prescribe a less time within which a change may be made.

(c) Commission may suspend schedules.—To enable it to make such investigation as in its opinion the public interest requires, the commission, in its discretion, for a period not exceeding sixty days, may suspend the operation of any rate or service

regulation filed with the commission in substitution of any rate or service regulation then lawfully in effect. Unless as a result of its investigation the commission otherwise orders before the termination of such period of sixty days, such rate or service regulation shall thereupon become effective. The commission may make any order in the premises which it is authorized by any of the provisions of this act to make in any investigation or complaint, or on its own motion without complaint.

Section 55. Unlawful rates.—It shall be unlawful except as herein otherwise provided for any transportation company or utility to charge, demand, collect, or receive a greater or less rate for any service performed by it within the State or for any service in connection therewith than is specified in such schedules or service regulations as may at the time be in force, or to demand, collect, or receive any rate not specified in such schedule or service regulation. The rates named in such schedules and service regulations shall be the lawful rates and service regulations until the same are changed as provided in this act; nor shall any person, except as herein otherwise provided, receive, or accept any service from a utility for a rate greater or less than that prescribed in such schedules or service regulation.

Section 56. Schedules; forms prescribed.—The commission may prescribe such changes in the form in which the schedules and service regulations are issued by any transportation company or utility as may be found to be expedient.

Section 57. Classification of utility services.—The commission may provide for a comprehensive classification of service for each utility, and such classification may take into account the quantity used, the time when used, the purpose for which used, or any other reasonable consideration. Each utility is required to conform its schedule of rates to such classification.

Section 58. Business management; inquiries.—The commission shall have authority to inquire into the management of the business of all transportation companies and utilities and shall keep itself informed as to the manner and method in which the same are conducted, and shall have the right to obtain from any transportation company or utility all necessary information to enable the commission to perform its duties.

Section 59. Right to inspect books and examine agent of utilities.—The commission shall also have the power and authority, and it shall be its duty, to examine and inspect, or cause to be examined and inspected at reasonable times and in a reasonable manner, under its authority, the books, records, accounts, documents, plant, property and facilities of any transportation company or utility insofar as the same may be pertinent to any mat-

ter under investigation before the commission; provided, that any person shall produce when so required, his authority from the commission to make such examination or inspection under the seal of the commission.

Section 60. Commission may require production of books.—The commission, by order, may require any transportation company or utility, or any officer or agent thereof, to produce within the State at such reasonable time and place as it may designate, **any books, records, accounts, or documents kept in any office or place without or within the State, or verified copies thereof**, whenever the production thereof is reasonably required and pertinent to any matter under investigation before the commission, in order that an examination thereof may be made by the commission, or by any person employed by the commission.

Section 61. Complaint by consumer.—Upon a complaint made against any utility by any mercantile, agricultural or manufacturing society, or by any body politic or municipal organization, or by any 25 persons, firms, corporations or associations, that any rate, service regulation, classification, practice or service in any respect is unreasonable, unjust or inadequate, or unjustly discriminatory, or unduly preferential, or constitutes unfair competition, or that the service is inadequate or cannot be obtained, the commission shall proceed, and without any such complaint the commission, whenever it deems that the public interest so requires, may proceed with or without notice, to make such investigation as it may deem necessary or convenient, but no order affecting such rate, service regulation, classification, practice, or service complained of shall be entered by the commission without notice and a hearing. Any utility may make complaint as to any matter within the provisions of this act with like effect as though made by any mercantile, agricultural, or manufacturing society, body politic or municipal organization, or by any 25 persons, firms, corporations or associations.

Section 62. Scope of investigation.—In conducting any investigation pursuant to the provisions of this act, the commission may investigate, consider and determine such matters as the cost or value, or both, of the property and business of any utility, used or useful for the convenience of the public, and all matters affecting or influencing such cost or value; the operating statistics of any utility, both as to revenue and expenses, and as to the physical features or operation, in such detail as the commission may deem advisable; the physical characteristics and geographical limits of the locality or area affected by the service of a utility; and such other matters as may have a bearing upon the subjects under investigation. Every utility shall, at the request of the

commission, furnish all available information in aid of such investigation.

Section 63. Commission may make orders.—Whenever, after investigation in accordance with the provisions of this act, the commission shall be of the opinion that any provision or requirement of this act, or any order of the commission is being, has been, or is about to be violated, it may make and enter of record an order in the premises, specifying the actual or proposed acts or omissions to act which constitute such real or proposed violation and requiring that such violation be discontinued or rectified, or both, or that it be prevented. No order, however, shall be made by the commission affecting any rate or service except as otherwise specifically provided, unless or until a public hearing has been held in accordance with the provisions of this act.

Section 64. Orders or decrees on hearing.—If upon such investigation and hearing the commission shall find that any rate, service regulations, classification, practice or service is unreasonable, unjust or inadequate, or unjustly discriminatory, or unduly preferential, or unfairly competitive, or that the service is inadequate or cannot be obtained, it may fix and order substituted therefor such rate, service regulation, classification, practice, or service as it shall determine to be just, reasonable, fair and adequate, and if the finding of the commission be that the rate, service regulation, classification, practice or service investigated by it, be just, reasonable, fair and adequate, it shall enter an order approving the same.

Section 65. Street railways; when may furnish service at reduced rates.—All persons owning or operating street or interurban railways in this State are hereby authorized to furnish the sheriffs and deputy sheriffs of the county through which or into which their lines run, and to members of the police department and of the fire department and sanitary inspectors of any city or town through or into which their lines run, free or reduced transportation to and from their homes, and to and from places to which their duties may call them; and to grant special or reduced rates to all pupils attending schools on or near such lines of railway for transportation between their homes and such schools; provided, however, that before free transportation or special or reduced rates are granted under the provisions of this act said carriers shall file with the commission a statement setting forth the terms and conditions upon which they grant such free transportation or special or reduced rates.

All transportation companies or utilities may grant free transportation or service, or transportation or service at reduced rates to such other persons as are now or may hereafter be authorized

by law to receive the same, and may grant free transportation or service, or transportation or service at reduced rates to their officers, agents, attorneys or employees and their families, and may exchange the same with other transportation companies and utilities.

Section 66. Standards of service.—The commission may prescribe adequate standards of service rendered or to be rendered by any utility, and may prescribe regulations for the examination and testing of such service and for the measurement thereof.

Section 67. Meter accuracy.—The commission may prescribe reasonable rules, regulations and standards to secure the substantial accuracy of all meters and appliances for measurement which shall be complied with by the utility and consumer.

Section 68. Inspection of meter accuracy.—The commission may provide for the inspection of the manner in which any utility complies with the rules, regulations and standards fixed by the commission to secure the accuracy of all meters and appliances for measurement, and the commission may examine and test any and all meters and appliances for measurement under such rules and regulations as it may prescribe, and at all inspections and tests made in pursuance of complaints, representatives of the utility complained of and of the complainant may be present.

Section 69. Measuring appliances; testing; fees.—Any consumer or user may have any meter or appliance for measurement tested by the commission upon payment of fees fixed by the commission. The commission shall declare and establish reasonable fees to be paid for examining and testing such appliances on the request of consumers, the fee to be paid by the consumer or user at the time of his request, but to be paid by the utility and refunded to the consumer or user if the measuring appliance be found unreasonably defective or incorrect to the substantial disadvantage of the consumer or user.

Section 70. Commission to prescribe uniform accounts.—The commission may, when it deems advisable to do so, establish a uniform system of accounts for each utility, which system shall be uniform for all utilities of the same kind and class, and may make such regulations regarding the accounts and statistics of each utility for the purpose of insuring uniform and correct books of account and record as in the judgment of the commission may be necessary to carry out any of the provisions of this act.

Section 71. Accounts kept in State.—Every utility furnishing service within the State shall maintain an office located in the State, in which shall be kept such books of account and such

records of the business done in this State as the commission shall require to be kept in the State.

Section 72. Utilities to conform to system.—Every utility shall keep its books, papers and records accurately and faithfully according to the system of accounts and regulations prescribed by the commission, and shall comply with all reasonable directions of the commission relating thereto.

Section 73. Utilities required to report to commission.—Every utility, when and as required by the commission, shall file with the commission such annual, or other reports, and such other information as the commission may desire. The commission shall prepare and distribute to every utility blank forms for any reports required under this act.

Section 74. Certificate of convenience and necessity.—No plant, property or facility for the production, transmission, delivery or furnishing of gas, electricity, water or steam, and no street or interurban railway shall be constructed where there is in operation a utility engaged in rendering similar service, until written application is first made to the commission for the issuance of a certificate of convenience and necessity, and the issuance by the commission of such a certificate. Upon the filing of any such application, and after a public hearing of all parties interested, the commission may, or may not, in its discretion, issue such a certificate of convenience and necessity.

Section 75. Authority exercised within one year.—Unless exercised within a period designated by the commission, but not exceeding one year from the grant thereof, exclusive of any delay due to the order of any court, or to failure to obtain any grant or consent, authority conferred by a certificate of convenience and necessity issued by the commission shall be null and void; but the beginning of the construction of the road, line, system or works of such utility, in good faith, within the time prescribed by the commission and the prosecution of the same with reasonable diligence, shall constitute a compliance with such certificate.

Section 76. Forfeiture of franchise of utility.—Whenever any person operating or maintaining any utility and having enjoyed franchises under contract with any municipality to render any public or quasi-public service to such municipality, or the inhabitants thereof, shall, after reasonable notice from the commission of default in the performance of such contract, fail to comply with and perform the same in the manner provided for in such contract, the commission may by bill or petition apply to the circuit court in equity of the county in which such municipality is situated, to enforce the forfeiture of said rights and franchises of such utility. If upon hearing of the cause the court

shall find that the utility has so failed or refused to perform its said contract, either willfully, or by reason of lack of means to do so, it shall enter a decree ordering such utility, within a time to be named in said decree, to comply with its contract in the respect where it is in default, which time, for good cause shown, the court may extend. If within the time fixed in the decree, or in the order extending the time, it be made to appear to the court that the decree has been complied with, the court shall enter a decree dismissing the proceedings upon the payment of all costs **by the utility**, but if it appears at the expiration of such time, or extended time, as the case may be, that the utility ~~has failed to~~ comply with the order of the court, the court shall declare the franchise of the utility forfeited, and the remedy provided hereby shall be exclusive, provided, however, that it shall not be deemed to deprive the attorney general of the State of the right to proceed against the utility in the name of the State by quo warranto proceedings.

Section 77. Complaint served on utility complained of.—Whenever the commission shall determine to conduct an investigation of any rate or of any service, either with or without complaint, as in this act provided for, it shall fix a time and place for public hearings of the matters under investigation. Before proceeding to make such investigation, the commission shall give the transportation company or utility and the complainant at least ten days' notice of the time and place when and where such matters will be considered and determined, and all parties shall be entitled to be heard, through themselves or their counsel, and shall have process to enforce the attendance of witnesses. At the hearing held pursuant to such notice, the commission may take such testimony as may be offered or as it may desire, and may make such other or further investigations as in its opinion is desirable.

Section 78. Separate hearings.—When complaint is made of more than one matter or thing, the commission may, when justice or convenience so require, order separate hearings thereon and may thereupon hear and determine the several matters complained of separately and at such times as it may prescribe. In any hearing, proceeding or investigation conducted by the commission, any party may be heard in person or by attorney.

Section 79. Service on public utilities.—Whenever the commission shall make any order or determination, or issue any subpoena notice or writ, notice thereof may be served on the person affected thereby, by delivering a copy of such order, subpoena, notice or writ, signed by or in the name of the chairman of the commission, to any such person or an officer or agent of such

person, if a corporation, as in the case of civil process, which service may be executed by any member of the commission, the secretary, or any employee thereof, or by any sheriff of the State, and a copy of such order, subpoena, notice or writ, with the service endorsed thereon, must be returned to the commission and entered of record as a part of the proceedings, and such endorsement and return shall be prima facie evidence that such order, subpoena, notice or writ has been duly served.

Section 80. Judicial powers of commissioners to enforce provisions of act.—Each of the commissioners, for the purposes mentioned in this act, and in all hearings before it, may administer oaths, certify to official acts, issue subpoenas, compel the attendance of witnesses and the production of books and papers.

Section 81. Courts may compel compliance with orders of commission and punish failure.—In case of failure or refusal on the part of any person to comply with any order of the commission or any commissioner, or any subpoena, or on the refusal of any witness to testify or answer to any matter regarding which he may be lawfully interrogated, any circuit court in this State, or any judge thereof, on application of a commissioner, may issue an attachment for such person and compel him to comply with such order, or to attend before the commission and produce such documents and give his testimony upon such matters as may be lawfully required, and the court or judge shall have power to punish for contempt as in cases of disobedience of a like order or subpoena issued by or from such court, or a refusal to testify therein.

Section 82. Rules of evidence.—A substantial compliance by the commission with the requirements of this act shall be sufficient to give effect to all rules, orders, acts, and regulations of the commission, and they shall not be declared inoperative, illegal, or void for any omission of a technical nature, in respect thereto.

Section 83. Witnesses testifying to matters incriminating them.—No person shall be excused from attending and testifying, or from producing books and papers before the commission, or in obedience to the subpoena of the commission, whether such subpoena be signed or issued by one or more of the members of the commission in any investigation held by or before the commission, or in any cause or proceeding in any court by or against the commission provided for in this act, on the ground or for the reason that the testimony or evidence, documentary or otherwise, required of him, may tend to incriminate him or subject him to a penalty or forfeiture. But no person shall be prosecuted or subjected to any penalty or forfeiture for or on account of any transaction matter or thing concerning which he may be required

to testify or produce evidence, documentary or otherwise, before said commission, or in obedience to its subpoena, or in any such cause or proceeding, provided that no person, testifying shall be exempted from prosecution and punishment for perjury committed in so testifying.

Section 84. Depositions of witnesses; how taken.—The commission, or, with the consent of the commission, any party to any proceeding before the commission, may, in any investigation, ~~cause depositions~~ of witnesses residing within or without the State to be taken in the manner prescribed by law for depositions in civil actions in circuit courts, such depositions to be taken on a commission to be issued by the secretary of the commission, made returnable to the commission.

Section 85. Fees of witnesses in such cases.—Each witness who shall appear before the commission by its order shall receive for his attendance the fees and mileage, provided for witnesses in civil cases in courts of record, which shall be audited and paid by the State in the same manner as other expenses of the commission are audited and paid upon the presentation of proper vouchers, sworn to by such witnesses and approved by the chairman of the commission; but no witnesses subpoenaed at the instance of parties other than the commission shall be entitled to compensation from the State for attendance or travel, unless the commission shall certify that his testimony was material in the matter investigated.

Section 86. Effective date of orders.—Unless a different time be prescribed by the commission, every order of the commission shall be effective twenty days after the service thereof, and shall be served immediately after its entry of record upon every party required to obey the same.

Section 87. Modification of orders.—At any time after the entry thereof the commission, in the manner provided for in the making thereof, may alter, amend, annul or otherwise modify any order, but no such modification shall in any way affect the validity of any act done or omitted by any utility on the faith of such order, or in pursuance of its terms, prior to notice of the modification thereof.

Section 88. Rehearings.—At any time after an order has been made by the commission any person interested therein may apply for a rehearing in respect to any matter determined therein, and the commission shall grant and hold such a rehearing if in its judgment sufficient reason therefor be made to appear, which rehearing shall be subject to such rules as the commission may prescribe. Application for such a rehearing shall not excuse any public utility or person from complying with or disobeying

an order of the commission, or operate in any manner to stay or postpone the enforcement thereof except as the commission may by order direct. Any order of the commission made after such rehearing shall have the same force and effect as an original order, but shall not affect any right, or the enforcement of any right arising from or by virtue of the original order.

Section 89. Appeal from the orders of the commission.—From any final action or order of the commission, the State of Alabama, or any person in interest or affected by such order, or action, may take an appeal to the circuit court of Montgomery county, sitting in equity. Such an appeal shall be taken within thirty days after the service of a copy of such action or order of the commission on the persons in interest or affected thereby, after the expiration of which time the right to such appeal aforesaid shall terminate absolutely. Such appeal shall be granted as a matter of right, and be deemed perfected by the filing of notice of appeal with the commission, when the appellant is in the State of Alabama, the commission or a municipal corporation and by filing with the commission security for costs of such appeal when the appellant is a person, transportation company or utility. Within thirty days after the appeal is perfected as aforesaid, unless for good cause shown the time be extended by an order of the judge of the circuit court, the commission, through its president or any member thereof, or its secretary, under the seal of the commission, shall certify to the the circuit court a complete record or transcript of all proceedings had before it, including all orders and pleadings, together with a transcript of all, the oral testimony, and the original or a transcript of all documentary evidence taken in the proceedings in which the action or order appealed from was so had or made. When the appeal is taken by the State of Alabama or any person other than the transportation company or utility, thirty day's notice of the appeal shall be given by the commission to the transportation company or utility affected, and the State or other person shall be the appellant and the transportation company or utility the appellee.

When the appeal is taken by the transportation company or utility, the commission shall be the appellee; provided nevertheless, that if a transportation company or utility be affected by such order or action, and a person other than a transportation company or utility shall be the appellant, the transportation company or utility shall be a necessary party to such appeal and shall be made appellee and entitled to all of the rights, including that of appeal to the supreme court from any decision of the lower court, as other parties to the proceedings. The trial of such

appeal in the circuit court shall be de novo, without a jury; but the transcript of the testimony and documentary evidence taken before the commission shall be admissible in evidence at the instance of any party, and any party to such appeal shall have the right to introduce additional legal evidence; provided, however, that the order or action appealed from shall be prima facie presumed to be reasonable and lawful, and the burden shall be on the party appealing to show the contrary. The circuit court shall have no power to modify said order or action appealed from, but shall either ~~affirm the same or~~ dismiss the original complaint for want of equity, or reverse the order or action appealed from, accompanied with instructions to the commission to proceed in conformity with the opinion and findings of the court. In the trial of such cases either party may introduce evidence tending to show the validity, fairness or reasonableness or the contrary of the rates, charges or practices sought to be established.

Section 90. Stay on appeal.—No such appeal shall stay or supersede the order or action appealed from, unless the circuit court or judge thereof, upon preliminary hearing and notice, shall so direct, and not then unless the appellant shall furnish bond, to be approved by the judge of the circuit court, and filed in such court, in such penalty, payable and conditioned, and with such surety or sureties as such circuit court or the judge thereof may reasonably require. From the time such bond shall have been so given and approved, the order or action appealed from shall be stayed and superseded, and it shall be lawful for the transportation company or utility to charge and receive pending such appeal, and any subsequent appeal to the supreme court, and until the final decision of the cause, the rates and charges which had been reduced by the order or action appealed from, or to charge and receive the rates sought by the petitioner or application, or to continue the practice, rule of action of the transportation company or utility involved in the order, as the case may be; but any one or more persons who shall sustain any loss, injury or damage by reason of the suspension of the rates or orders, or any of them as aforesaid, may file a petition in said cause in said circuit court to recover such damages as he or they may have so sustained, including any overcharge or excess rate or charge paid by him or them on account of the suspension of such rate or order, and the court shall ascertain and adjudge such damages by supplemental decree, or otherwise, in accordance with equity practice.

Section 91. Appeal to supreme court.—From the judgment or decree of the circuit court an appeal may be taken by any

party, appellant or appellee, to the supreme court, at any time within thirty days from the date of the rendition of such decree, in the manner and under the rules and regulations provided by law for taking appeals from decrees of chancery courts in this State. If such appeal be taken by the transportation company or utility, or any person other than the State of Alabama, or the commission or a municipal corporation, security for costs of the appeal shall be given, as in other cases of appeal from chancery courts. Neither the State of Alabama nor the commission, nor any municipal corporation, upon appealing to the supreme court, shall be required to furnish security for the costs of such appeal.

Section 92. Effect of appeal to the supreme court.—An appeal to the supreme court, on behalf of the State of Alabama, or the commission, or any municipal corporation, shall, without the filing of any supersedeas bond, supersede the judgment or decree of the circuit court; provided, however, that if the transportation company or utility shall desire to have the judgment or decree of the circuit court to remain operative and effective pending such appeal to the supreme court, such transportation company or utility shall have the right to give a good and sufficient bond, to be approved by the judge of the circuit court, with such surety or sureties as such court or judge may reasonably require, in the amount and payable and conditioned as required by such court or judge in like manner as upon appeal from the commission to it. Should the transportation company or utility, or any person other than the State of Alabama, or the commission, appeal to the supreme court such appeal shall not supersede or stay the judgment or decree of the circuit court, unless such transportation company or utility or other person shall give in addition to the bond for costs a good and sufficient bond, to be approved, and with surety or sureties, and payable and conditioned as required by the circuit court of judge, in like manner as upon other such appeals.

Section 93. Additional bonds.—Whenever in any proceedings had, whether by appeal, bill in chancery, or otherwise, a supersedeas or other bond has been given to suspend, stay or otherwise interfere with the operation of any order or action of the commission, and it shall be made to appear to the court having jurisdiction at the time, on motion of the commission or otherwise, that the interest of the public demand that an additional, further or greater bond shall be filed or that such bond should be modified as to its conditions or penalties, or further or additional sureties or securities should be furnished, such court, may, at any time, on such motion, or on its own initiative, after at least five days' notice to the person, transportation company or

utility on whose behalf said bond or supersedeas may or shall have been given, make such further order and require such additional or modified or greater bond as to the court may seem reasonably necessary to adequately indemnify the obligees and beneficiaries under said bond.

Section 94. Suspension of rates shall only affect companies giving required bonds.—If any rate or rates, or order or orders shall, under the provisions of this act, be suspended by the giving of any of the bonds provided for herein, the suspension shall be operative as to, and shall affect only the transportation company or utility ~~complaining and giving such bond~~.

Section 95. Expedition of causes.—Any proceeding in any court of this State, directly affecting an order of the commission, or to which the State of Alabama or the commission is a party, shall have preference over all other civil proceedings pending in said court, and shall be advanced on the docket for the purpose of expediting the final decision thereof.

Section 96. Costs under this act, how taxed and collected.—If upon the trial of any cause or action originating under this act it shall be determined by the court that the order of the commission was unlawful or unreasonable or unjust, and should not be observed or performed, the costs of said court shall be taxed against the State. If, on the hearing, the court shall find in favor of the commission, then the costs shall be paid by the person or transportation company or utility opposing the commission, or instituting the proceedings. If the costs are ordered taxed against the State, the same shall be paid, upon the approval of the trial judge, by a warrant drawn by the State auditor upon the State treasurer. All other expenses incurred by the commission in the trial of said causes shall be paid out of the State treasury upon a warrant drawn by the State auditor on the State treasurer, and approved by the governor.

Section 97. Venue.—The domicile of the commission is hereby fixed at the capitol of the State in Montgomery, Montgomery county, and no court of the State other than the circuit court of Montgomery county shall have or take jurisdiction in any suit or proceeding brought or instituted against said commission; and all provisions of the laws of this State relating to venue shall apply to proceedings under this act instituted by the commission, and in addition any action at law or in equity to enforce any proposed violation thereof, may be commenced by the commission in any court having jurisdiction in civil or chancery suits over the person or persons to be proceeded against.

Section 98. Notice of injunction or restraining order to commission.—No preliminary injunction or interlocutory order,

or decree or process suspending or restraining or affecting the enforcement of any action, order or determination of the commission shall be granted by any judge or court, except upon hearing, after at least five days' notice to the commission.

Section 99. Duty of courts to entertain actions.—It shall be the duty of courts or competent jurisdiction to entertain and determine all actions commenced under the provisions of this act, and to enforce the provisions of this act, or of any order of the commission, by mandamus, or by injunction, or by any other appropriate remedy.

Section 100. Judgment or circuit court and of supreme court.—In all suits instituted involving the lawfulness, fairness and reasonableness of any rate, order or action of the commission, the circuit court, upon finding such rate, order or action complained of to be lawful, fair and reasonable, shall, in its judgment or decree, so declare and direct the transportation company or utility to put such rate, order or action in force, and observe the same, and if the supreme court shall, upon appeal, affirm the judgment or decree appealed from, or shall, by its opinion, sustain the rate, order or action of the commission, its judgment shall likewise, so declare and shall direct and order the transportation company or utility to put the rate, order or action in force and observe the same.

Section 101. Rates affirmed or approved by trial courts remain until annulled by supreme court.—The orders of the commission fixing any rate or rates, or any service or practice whatsoever in connection therewith, when approved or confirmed by the judgment of the circuit court, shall be and remain the established rate, service or practice, and shall, unless superseded by bond filed in such amount and upon such conditions, as said circuit court may fix, be observed and regarded by the appealing transportation company or utility until the same shall be annulled or superseded by the supreme court, if there shall be an appeal thereto, or, if no appeal be taken, until changed by the commission or by the transportation company or utility, with the approval of the commission.

Section 102. Publicity of commission records.—All reports, records and accounts in the possession of the commission shall be open to inspection by the public at all times, except as otherwise provided for in this act, or as ordered by the commission, and under the rules prescribed by the commission.

Section 103. Powers and jurisdiction of commission.—The rights, powers, authority, jurisdiction and duties by this act conferred upon the commission shall be exclusive and in respect of rates and service regulations shall be exercised notwithstanding

any rights heretofore or hereafter acquired by the public under any franchise, contract or agreement between any transportation or utility, and any municipality, county, or municipal subdivision of the State, and shall be exercised, so far as they may be exercised consistently with the constitution of the State and of the United States, notwithstanding any right heretofore or hereafter acquired by any such transportation company or utility.

Nothing herein in this section or elsewhere in this act contained is intended or shall be construed,

(a) To limit or restrict the police jurisdiction or power of municipalities over their streets and other highways and public places or the power to maintain or the power to require maintenance of, the same;

(b) To limit or restrict any right or power by contract or otherwise of any municipality to require transportation companies or utilities to pave and maintain the portions of highways used and occupied by them;

(c) In respect of matters other than rates and service regulations, over which exclusive jurisdiction is conferred by this act upon the commission to affect existing rights and powers or rights and powers hereafter acquired by municipalities under valid contracts with transportation companies or utilities;

(d) In respect of matters other than rates and service regulations to repeal any power of any municipality (1) to adopt and enforce reasonable police regulations and ordinances in the interest of the public safety, morals, health and convenience, or (2) to protect the public against fraud, imposition or oppression by transportation companies or utilities within their respective jurisdictions, or (3) to require the discharge by transportation companies or utilities of their respective duties within such municipalities, whether arising out of contracts with the municipality by statute or regulation by the commission or otherwise.

(e) And nothing in this act is intended or shall be construed to affect adversely any rights concerning any rates, where such rights have been acquired under any franchise or other contract, and have not hitherto been fully and finally abrogated in the case of any utility which is operating business and is not in the hands of a receiver and is not being administered by any court of competent jurisdiction.

Any transportation company or utility accepting under the provisions of this act any rate or service regulation more favorable to it than provided by any ordinance or contract under which it claims rights from any municipality shall be held to waive any and all terms and conditions in such ordinance or contracts as to rates and service regulations in its favor and to sub-

mit the same in all respects to reasonable regulation by the State or its lawful agencies.

Section 104. Commission's acts; technical omissions.—A substantial compliance with the requirements of this act shall be sufficient to give effect to all rules, orders, acts and regulations of the commission and they shall not be declared inoperative, illegal or void for any omission of a technical nature in respect thereto.

Section 105. Record of proceedings; fees.—A full and complete record of all proceedings before the commission on any investigation had, and all testimony therein, shall be taken down by a stenographer appointed by the commission. A copy of such transcript shall be furnished on demand, to any party to such investigation, or other person, upon the payment of the cost of transcribing the testimony, not exceeding ten cents per folio.

The commission is authorized to fix and establish a schedule of fees to be charged for copies of opinions, orders, reports, and other records of the commission and certification, under seal of the commission, all of which shall be turned over to the State treasurer at monthly intervals.

Section 106. Opinions and orders published.—Every order of the commission shall be in writing, and in cases of importance may be accompanied by an opinion, setting forth, in brief, the facts on which the commission has based its order. The commission shall provide for the assembling and publication from time to time of its opinions and orders.

Section 107. Penalty for exacting or receiving excessive rates for service.—If any utility doing business in this State, or its authorized agents or employees, is guilty of making or demanding or receiving any rate or charge for any service different from that prescribed by the commission, as by this act authorized, and after due notice of such violation given to the president or managing officer, or any superintendent thereof in this State, and if ample and full recompense for the wrong or injury thereby done to the person complaining shall not be made within sixty days from the time of such notice, such utility shall be guilty of a misdemeanor, and upon conviction shall be punished by a fine of not more than one thousand dollars.

Section 108. Penalty for failure to make annual returns or reports of business of utility.—Any utility subject to the provisions of this act which fails to file the annual report provided for in this act, shall be guilty of a misdemeanor, and on conviction thereof shall be punished by a fine of not exceeding \$50.00 for each day of such failure.

Section 109. Penalty for false return.—Any person who willfully makes any false return or report to the commission, or to any member, agent or employee thereof, and any person who knowingly aids or abets such person, is guilty of a felony, and upon conviction shall be imprisoned, as the court may direct, for a term not exceeding five years.

Section 110. Penalty for falsification of accounts.—Any person who willfully makes any false entry in the accounts or records prescribed by the commission for any utility, or willfully destroys, mutilates, or by any other means willfully falsifies such accounts or records, or willfully neglects or fails to make full, true or correct entries of all facts and transactions appertaining thereto, is guilty of a felony, and upon conviction shall be imprisoned, as the court may direct, for a term not exceeding five years.

Section 111. Penalty for divulging information.—Any regular or special employee of the commission who divulges any fact or information, coming to his knowledge respecting any inspection, examination or investigation of any account, record, memorandum, book or paper, or of the property and facilities of a transportation company or utility, except insofar as he may be authorized by the commission, or a court of competent jurisdiction, or a judge thereof, is guilty of a misdemeanor, and upon conviction shall be fined not more than one thousand dollars.

Section 112. Penalty for accepting rebates.—Any person who shall demand or knowingly accept or receive any rebate, concession or discrimination in respect of charges or rates of service of any transportation company or utility subject to this act, or who shall knowingly, by any device whatever, secure a less rate than that named in the schedule or service regulations of such transportation company or utility filed with the commission, whereby such person shall receive any service or advantage other than is provided by law, shall be guilty of a misdemeanor, and on conviction thereof shall be punished by a fine of not more than one thousand dollars.

Section 113. Perjury.—Any person who knowingly makes any false statement of fact under oath, whether oral or in writing, as required by this act, is guilty of perjury, and upon conviction shall be punished as provided for in the perjury statutes of this State.

Section 114. Action to enforce penalty or forfeitures.—Any penalty or forfeiture imposed, declared or implied under the provisions of this act may be enforced by a civil action at the suit of the State, and the commission may institute and prosecute, or

cause to be instituted and prosecuted, such actions for the enforcement of such panalties or forfeitures to the State.

Section 115. Construction of this act. If any section or provision of this act shall for any reason be, or be held by any court of competent jurisdiction, and of final resort, to be invalid, inoperative or void, the residue of this act shall not be, thereby invalidated or affected.

Section 116. Utilities to file with commission name of agent.—Every utility over which the commission is given power herein shall file with the commission, within ten days after this act becomes effective, its full corporate name, character of its business, the name of its Alabama agent, upon whom service is authorized to be had, and the place of business in Alabama.

Section 117. When act becomes effective.—This act shall take effect thirty days after its approval by the governor.

All laws, or parts of laws, general or special, in conflict herewith are hereby repealed.

Mr. Murphree offered the following amendment to the substitute:

Amend by adding at the end of section 25 of the substitute the following: "which shall be paid into the State treasury," and the amendment was adopted.

Mr. Murphree offered the following amendment to the substitute:

"Amend by striking out of section 21 of the substitute \$3,000.00 and substituting therefor \$2,400.00."

And the amendment was adopted.

Mr. Murphree offered the following amendment to the substitute:

"Only on vouchers itemized and verified as provided by law."

And the amendment was adopted.

Mr. Murphree offered the following amendment to the substitute:

Amend the substitute for House bill No. 535 by adding at the end of section 16 the following:

"That as a condition precedent to the appointment of the commissioners herein named and of those to be hereinafter elected under the provisions of this bill, that each of said commissioners hereby obligates himself to reside in the city of Montgomery during his term of office and not to engage in any private business during his term of office, but to devote his entire time during his term of office to the duties of his office; and if, at any time

during his term of office, either of said commissioners shall fail to reside in the city of Montgomery or should engage in any private business and not devote his entire time to the duties of his office, which fact or facts shall be ascertained by the governor, and upon the ascertainment of such fact or facts he shall name his successor."

And the amendment was adopted.

Mr. Jones of Montgomery offered the following amendment to the substitute:

"Amend substitute for H. 535, section 19, by striking out in line 2 the figures \$5,500 and insert in lieu the figures \$3,500.00. Strike out \$5,000.00 in line 3, section 19 and insert figures \$3,000.00."

Mr. Dansby offered the following amendment to the amendment:

"Amend section 19 of H. B. No. 535 by striking out in line 2 the figures \$5,500.00 and insert in lieu thereof \$4,500.00, and strike out the figures \$5,000.00 in line 3 and insert in lieu thereof the figures \$4,000.00."

RECESS.

Pending the further consideration of the bill and amendments, the House, on motion of Mr. Long of Butler recessed until 3 P. M.

AFTERNOON SESSION.

The hour of 3 o'clock having arrived the House reconvened. The House proceeded to the consideration of the unfinished business, which was the bill:

H. 535. To create the Alabama railroad and public utilities commission, with the powers and jurisdiction of the Alabama public service commission, and with additional powers and jurisdiction to supervise and regulate in the public interest: (a) The rates, fares and charges; (b) facilities, practice rules and service; (c) franchises, licenses and contracts; (d) the financing and securities; and (e) the construction of new common carriers and agencies and utilities affected with a public interest or rendering public service of any kind.

The question was upon the adoption of the amendment offered by Mr. Dansby to the amendment offered by Mr. Jones of Montgomery.

And the amendment offered by Mr. Dansby was lost.
Yeas, 20; Nays, 51.

Yeas:

Messrs:

Mr. Speaker	Dansby	Lawson	Stoddard
Allen	Graham (Autauga)	Long (Sumter)	Tompkins
Bracken	Hare	Lynne	Tunstall
Brindley	Harrison	Murphree	Van de Graff
Cliett	Hollis	Sparks	Waddell

—20

Nays:

Messrs:

Adams	Deese	Ingram	Orr
Albright	Dickson	Jones (Escambia)	Preston
Alexander	Edwards (Dallas)	Jones (Montgomery)	Reynolds
Arnold	Edwards (Pike)	Johnson	Ross
Baker	Ellis (Bullock)	Lee (Butler)	Sherrod
Benners	Graham (Clarke)	Lewis	Simpson
Blunt	Guy	Long (Butler)	Smith
Calvert	Hall (Henry)	Longshore	Stewart
Carnley	Hall (Marion)	Mathews (Clarke)	Whorton
Christian	Hale	Matthews (Wilcox)	Williams
Christopher	Hawkins	Milford	Wilson
Clayton	Holmes (Baldwin)	Mitchell	Woodard
Cobbs	Howle	Moorer	

—51

ADJOURNMENT.

Pending the further consideration of the bill and amendments, on motion of Mr. Hare, the House adjourned until Wednesday, Aug. 20th, at 2 P. M.

THIRTY-SEVENTH DAY.

House of Representatives,
Wednesday, August 20th, 1919.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Mr. Ingram of the House.

ROLL CALL.

On a call of the roll of the House the following members answered to their names:

Messrs:			
Mr. Speaker	Dodson	Jones (Montgomery)	Peters
Adams	Dunaway	Johnson	Pittman
Albright	Edwards (Dallas)	Jordan	Preston
Alexander	Edwards (Pike)	Lawson	Reynolds
Allen	Ellis (Bullock)	Lee (Butler)	Ross
Andrews	Ellis (Elmore)	Lee (Perry)	Russell
Arnold	Faulk	Lewis	Salter
Austin	Fletcher	Long (Butler)	Seale
Benners	Gilbert	Long (Sumter)	Shaw
Blunt	Graham (Autauga)	Longshore	Sherrod
Bracken	Graham (Clarke)	Lynne	Simpson
Brindley	Griffin	Mathews (Clarke)	Smith
Burks	Guy	Matthews (Wilcox)	Sparks
Calvert	Hall (Marion)	Milford	Stewart
Carnley	Hale	Mitchell	Stoddard
Christian	Hardaway	Moorer	Tompkins
Clayton	Hare	Murphree	Truss
Cliett	Hawkins	McDonald	Tunstall
Cobbs	Hollis	McLeod	Van de Graff
Collins	Holmes (Baldwin)	Oliver	Waddell
Crump	Howle	Orr	Whorton
Dansby	Ingram	Parker	Wilson
Dickson	Jones (Escambia)	Partridge	Woodard

A quorum was present.

—92

LEAVE OF ABSENCE.

Was granted to Messrs. Harrison, Barganier, Green, Baker, Deese, Oakley and Christopher for today.

REPORT OF THE REVISION OF THE JOURNAL COMMITTEE.

Mr. Speaker:

We, your Committee, on the Revision of the Journal, beg leave

to report that we have examined the Journal for the thirty-sixth day and find same to be correct.

W. H. Shaw,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the thirty-sixth day was approved.

RESOLUTIONS.

The following resolutions were introduced:

By Mr. Dansby:

H. R. 135. Resolved by the House, that House bill No. 465, entitled an act "To amend an act to provide for the registration of electors," be made a paramount continuing order for the 38th legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Dansby:

H. R. 136. Resolved by the House, that House bill No. 692, providing for the annexation of certain counties in west Florida to the State of Alabama, be made a paramount continuing order for the 41st legislative day, immediately after the report of standing committees.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Dansby:

H. R. 137. Resolved by the House, that House bills 426, 432, 433, 434, 452, 453, 475 and 577 be made a paramount continuing order for the 39th legislative day, immediately after the report of standing committees, in the order named.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Stoddard:

H. R. 138. Resolved, that House bill No. 724 be made a special, paramount and continuing order for the thirty-ninth legislative day, immediately after the disposition of the special orders heretofore set for that day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Murphree:

H. R. 139. Be it resolved, that Senate bills 398, 399 and 400, in the order above set forth, be made a special, paramount, continuing order for the thirty-ninth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Jones of Escambia:

H. R. 140. Resolved by the House of Representatives, that the good roads House bill No. 435 with a favorable report on the calendar at page 54, being a bill entitled an act, etc., to amend the Constitution for the purpose of enabling the several counties to maintain and construct the necessary county lateral roads in conjunction with the State roads, by Jones of Escambia, be made a special order:—That the consideration of said bill be made a special order of business for consideration on the next legislative day, so that the State road bills and other good road bills set for consideration on said day may all be considered at the same time, said House bill No. 435 being intended as a companion bill of the State highway bond issue bill.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Smith:

H. J. R. 141. Resolved by the House, that the Senate is hereby requested to retain the tax machinery in the revenue bill, as passed by the House.

Mr. Smith moved to suspend the rules for the immediate consideration of the resolution. After consideration of the motion, the resolution was withdrawn.

By Mr. Tompkins:

H. R. 142. Resolved, that Senate bill No. 216 be made a special, paramount and continuing order for the thirty-ninth legislative day, immediately after the disposition of the special orders heretofore set for that day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Orr:

H. R. 143. Whereas, the governor of Alabama has this day transmitted a special message to this Legislature urging the importance of the speedy enactment of legislation that will suppress profiteering in the State of Alabama and co-operate with the Federal government in its campaign against such pernicious practices and

Whereas, House bill No. 752, now on the calendar for passage has for its purpose the suppression of profiteering in the State of Alabama;

Now, therefore, be it resolved by the House, that said House bill No. 752 be made a special, continuing, paramount order for the fortieth legislative day, until disposed of.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Jones of Montgomery:

H. J. R. 144. Commending the record of the 167th U. S. Infantry (Old 4th Infantry Alabama National Guard), of the 42nd or "Rainbow" Division, and endorsing the history of the regiment by Capt. William H. Amerine, entitled "Alabama's Own in France."

Whereas, the achievements of the 167th U. S. Infantry (Old 4th Infantry, Alabama National Guard), of the 42nd or "Rainbow" Division constitute an imperishable record of discipline, courage and splendid fighting qualities, through which its members will ever live in the grateful memories of the people, not only of Alabama but of the entire country, and

Whereas, the regiment was known as the spearhead of the "Rainbow" Division, and in its service paralleled the gallantry of the seasoned veterans of Great Britain and the matchless bravery of the French, and

Whereas, 616 of the officers and enlisted men of the regiment made the supreme sacrifice to put down German autocracy, and to make safe the freedom of the world, and

Whereas, acting under official direction, Capt. William H. Amerine, himself a patriotic son of Alabama, and for four months the field representative of the American Red Cross with the Rainbow Division on the Rhine, has compiled and published in accurate and attractive form a complete history of the activities of the regiment, together with photographs of the officers, war maps, and a roster at the time the regiment sailed to France, and

Whereas, the members of this Legislature wish to give formal recognition of their appreciation of the record of the regiment and of the compilation of its history, now therefore,

Be it resolved by the House of Representatives, the Senate concurring,

1. That the people of Alabama will always recall with every emotion of gratitude and appreciation the wonderful achievements of the Old 4th Alabama, as a representative unit of fighting men, ready to do and die for those principles of high character, self determination and human liberty to which man has throughout the ages aspired. For the devoted dead, who lied on the hills and in the valleys of sunny France, consecrated tablets will be erected in grateful hearts, and the pledge is given those

who survive that their deeds shall not be forgotten, but will be kept ever fresh, for inspiration and as a stimulus to the higher virtues.

2. That the history of the regiment, by Capt. William H. Amerine, entitled "Alabama's Own in France," is hereby commended for its fullness, accuracy and admirable presentation, in spirited and touching language, of the imperishable deeds of this regiment, and the thanks of the Legislature of Alabama is hereby tendered him for this evidence of his patriotic and public spirit.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Lynne:

H. R. 145. Be it resolved, that House bills Nos. 553, 664, 552, 565 and 683 be made special, paramount and continuing orders in the order named, for the 38th legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Brindley:

H. R. 146. Resolved, that House bill No. 414 be made special, continual order of business for the 42nd legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Hawkins:

H. R. 147. Resolved, that Senate bill number 295 be made a special, paramount and continuing special order by the House for the 40th legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Dickson:

H. R. 148. Resolved, that House bill No. 441 be made a special, paramount order for the 39th legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Dickson:

H. R. 149. Resolved, that House bill No. 420 be made a special, paramount, continuing order for the 40th legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Cobbs:

H. R. 150. Resolved, that House bill No. 615, as to primary elections, be made a special, continuing order for the 39th legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Cobbs:

H. R. 151. Resolved, that House bill No. 543, as to primary elections, be made a special, continuing order for the 39th legislative day.

And the resolution was referred to the Standing Committee on Rules.

REPORT OF THE COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

The Committee on Enrolled Bills begs to report that it has examined the following House bills:

H. 469. To provide for the collection by the court of county revenues of Dallas county of a sum of money in lieu of road duty, to fix the amount thereof, and to set such times as the same shall be payable or shall be barred from payment.

Also:

H. 468. To authorize and empower the probate judge of Dallas county to issue interest bearing certificates or warrants in extension of certificates or warrants heretofore issued by the probate judge of Dallas county under authority of the court of county revenues or other law; to draft proper form of certificates or warrant, and to define the effect of such certificate of warrant.

Also:

H. 467. To authorize the court of county revenues of Dallas county to adopt a budget system in said county and such rules and regulations as may be necessary to carry same into effect, and for the proper government of said county, and confirming the action of said court in putting into effect a budget system for the years of 1918 and 1919.

Also:

H. 457. To provide a better system of road building and construction for the county of Marion.

Also:

H. 382. To repeal an act entitled "An act to provide for a better system of public roads for the county of DeKalb in this State," approved September 22, 1915.

Also:

H. 304. To abolish the office of the county treasurer of Perry county, and to provide for the court of county commissioners of Perry county, to contract annually with one or more banks in the county of Perry to keep and be custodian of the

county funds, requiring bank or banks to give bond as such custodian; said bank or banks to receive and disburse all county funds or warrants allowed by court of county commissioners on certificates from circuit court clerk or of judge of county court, to require tax collector to pay all county moneys over to such bank or banks taking triplicate receipts therefor, requiring all other collecting or receiving county funds to pay same over to said bank or banks, making it unnecessary to have certificates of redemption to be countersigned, requiring probate judge to safely keep redemption money and pay same over to purchaser on surrender of purchaser's certificate.

Also:

H. 55. To authorize and empower all cities of the State of Alabama having more than 100,000 population according to the last or any subsequent Federal census to condemn or acquire by purchase or otherwise a right of way, easement or other interest in land for the purpose of connecting private property with the sanitary or storm sewerage system of any such city, and to assess the cost of the acquisition of such right of way, easement or other interest in such land, and the cost of constructing such connection against the property benefited thereby.

Also:

H. 389. To amend section two (2) of an act to authorize and require the county treasurer of Greene county, Alabama, to transfer all monies from the fine and forfeiture fund of said county into the general fund of said county, and to pay from said general fund all legal claims against said fine and forfeiture fund. Approved Aug. 16th, 1915.

Also:

H. 405. To further provide for the compensation of the probate judge of Lowndes county, Alabama, and to increase the amount now allowed to be earned, under the provisions of the law authorizing the payment of ex-officio fees.

Also:

H. 423. To repeal the charter of the town of Thompson, sometimes called Thompson Station, in the county of Bullock.

Also:

H. 456. To amend section 1 of an act to fix and regulate the fees of witnesses in criminal cases in the county court and circuit court of Marion county and before the grand jury of said county, and to provide for the payment thereof. Approved August 21, 1915. Relates to the fees of witnesses.

Also:

H. 466. To amend section 1 of an act entitled an act to amend sections 2 and 20 of an act entitled an act to establish a new char-

ter for the town of Edwardsville, Cleburne county, approved February 18, 1897.

Also:

H. 482. To further regulate the public school system of the county of Mobile by establishing a board of school commissioners for Mobile county, of five members, in the place and stead of the board of school commissioners of Mobile county, as at present constituted; which new board of five members shall have the same title and exercise the same rights, powers, duties and privileges as are now had and exercised by the board of school commissioners of Mobile county as at present constituted; and, to that end, to abolish the board of school commissioners of Mobile county as now constituted.

Also:

H. 507. To provide for the payment of the fees of State's witnesses in criminal cases in Henry county, Alabama.

And finds same correctly enrolled.

Robert F. Peters,
Chairman.

SIGNING OF BILLS.

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing report of the Committee on Enrolled Bills.

BILLS REPORTED FAVORABLY.

Mr. Dunaway, chairman of the Standing Committee on Ways, Means and Appropriations, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with amendment:

H. 796 (with amendment). To prohibit the changing, altering, erasing or obliterating factory numbers on motor vehicle tires, and to make the possession of such tires with the factory numbers thereon changed, altered, erased or obliterated, prima facie evidence that such tires were stolen, and that the person in possession thereof knew that such tires were stolen.

Mr. Dunaway, chairman of the Standing Committee on Ways, Means and Appropriations, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 454. To appropriate the sum of fifty (\$50.00) dollars out of the State treasury, as compensation to T. M. Crow, for the arrest of Sandy Saunders, charged with murder in Lawrence county, Alabama.

S. 99. To provide for the payment and retirement of claims against the fine and forfeiture fund in counties having a population of two hundred thousand or more according to the last or any subsequent Federal census.

S. 129. To authorize courts of county commissioners or boards of revenue of any county, in which the State or Federal authorities shall take or have taken up the work of farm demonstration of the organization of farm life clubs, to appropriate funds for aiding in such work.

S. 255. To exempt Confederate soldiers from paying a license tax on business conducted by them personally in the State of Alabama.

S. 381. For the relief of Annie B. Moore.

S. 100. To provide for the payment of fees, charges and commissions of county officers, and fines and forfeitures into the general fund of the county, in counties having a population of two hundred thousand or more according to the last or any subsequent Federal census.

Mr. Dansby, chairman of the Standing Committee on Privileges and Elections, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with amendment:

H. 615 (with amendment). To amend certain sections of the primary election law, being "An act to regulate primary elections in the State of Alabama," appearing in the printed acts of 1915 at pages 218 to 239 inclusive, by amending, to-wit: Sections 8, 9,, 11, 12, 19, 20, 23, 32, 33, 36, 38, 39, 40, 41, 42, 43, 45, 49, 52 and 58 of said act.

Mr. Dansby, chairman of the Standing Committee on Privileges and Elections, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 677. To amend section 21 of an act entitled "An act to regulate primary elections in the State of Alabama," approved July 17, 1915.

H. 678. To amend section 290 of the Code of Alabama of 1907.

H. 679. To amend section 17 of an act entitled an act to provide for the assessment, valuation and equalization of values

of real and personal property for taxation, and for this purpose to create a State board of equalization, to prescribe the powers and duties of said board, to create a board of equalization for each county, and to prescribe the powers and duties of said boards, to provide for the collection of taxes, the sale of property for taxes, and the redemption from such sales, to further provide for the general revenues, abolish the State tax commission, and to transfer all its powers, authority and jurisdiction, and all proceedings pending for assessment and collection of taxes, and to repeal all laws in conflict with this act."

H. 680. To collect poll taxes for the fiscal year from women in Alabama.

H. 632. To amend section 166 of the Code of Alabama of 1907.

S. 290. To amend an act to provide for the registration of electors.

Mr. Long of Sumter, chairman of the Standing Committee on Agriculture, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report:

H. 523. To provide for holding district and county fairs for boys' agricultural and girls' home demonstration clubs; to prescribe the manner in which they shall be held; to create boards of directors for district and county fairs for boys' agricultural and girls' home demonstration clubs in each county; to create fair districts for boys' agricultural and girls' home demonstration clubs in each county; to create fair district committees for boys' agricultural and girls' home demonstration clubs in each county; to provide for holding meetings of instruction for members of the boys' agricultural and girls' home demonstration clubs; to make appropriations for such fairs and to prescribe methods for drawing and spending same.

Mr. Andrews, chairman of the Standing Committee on Banking and Insurance, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report:

S. 205. To regulate fraternal beneficiary societies, orders or associations.

Mr. Cobbs, chairman of the Standing Committee on Labor and Immigration, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report with amendment:

H. 540 (with amendment). To provide bathing facilities for coal miners in this State.

Mr. Lynne, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with amendment:

H. 787 (with amendment). To establish an inferior criminal court for Jefferson county, Alabama, to define the jurisdiction and powers of said court, the judge, clerk and other officers thereof; to provide for a place of holding said court, terms and salaries of said judge and officers of said court, the manner of their appointment and election, and the payment of their salaries.

Mr. Lynne, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report:

H. 788. To abolish the second division of the municipal court of Birmingham, Alabama.

Mr. Lynne, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with amendment:

H. 792 (with amendment). To take away from all inferior courts created in lieu of justices of the peace in any one or more of the precincts of Jefferson county, Alabama, except any such court so created for one or more of the following precincts, to-wit: 1, 2, 3, 4, 5, 7, 24, 27, 33, 35, 40, 41, criminal and quasi criminal jurisdiction.

The above and foregoing bills were severally read a second time and placed on the calendar.

BILLS REPORTED ADVERSELY.

Mr. Cobbs, chairman of the Standing Committee on Labor and Immigration, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with an adverse report:

H. 53. Providing for the creation and establishment of an Alabama State board of engineering examiners, granting certain powers to and prescribing the duties of said board; providing for the examination and registration of professional engineers, regulating the practice of engineering in the State of Alabama, and providing penalties for the violation of this act.

H. 612. To provide for the examination and registration of land surveyors and providing penalties for the violation of this act.

Mr. McLeod, chairman of the Standing Committee on Public Health, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with an adverse report:

H. 472. To define optometry; to provide for the regulation of the practice thereof; to provide for the examination of applicants to practice optometry in Alabama; to provide for the issuing of licenses and certificates and the registration and display thereof; to provide for reports by probate judges of said registrations; to provide for the revoking or refusing to issue said licenses and certificates; to provide for a State board of optometry; to provide for the appointment of members thereof, and prescribe their duties, powers, qualifications, terms of office and compensation; to provide for the disposition of fees collected by said board; to provide fees and funds for enforcing said act; to provide for enforcing said act; to allow the board to enter into reciprocity agreements with like boards of other states; to provide penalties and punishment for violations of the provisions of said act; and to repeal all general and local laws in conflict with said act.

H. 661. To amend section 12 of the general acts of 1915, relative to the practice of veterinary medicine and surgery in the State of Alabama.

H. 647. To regulate the practice of chiropody (podiatry) in the State of Alabama. To provide for the establishment of a State board of chiropody (podiatry) examiners. To define the duties and powers of said board, to provide for the examining and registering of chiropodists (podiatrists) in this State, and to provide penalties for the violation of this act.

H. 459. To regulate the practice of chiropody (podiatry) in the State of Alabama; to provide for the establishment of a State board of chiropody (podiatry) examiners; to define the duties and powers of said board, to provide for the examining and registration of chiropodists (podiatrists) in this State; and to provide penalties for the violation of this act.

INTRODUCTION OF BILLS.

On a call of counties bills were introduced, severally read one time and referred to appropriate standing committees as follows:
By Mr. Salter:

H. 850. For the relief of J. N. Varner of Conecuh county, Alabama, appropriating to him one hundred, forty dollars (\$140.00) out of any funds in the State treasury not otherwise

appropriated on account of his name being wrongfully stricken from the pension roll, as a Confederate veteran.

Ways, Means and Appropriations.

By Mr. Salter (with notice and proof):

H. 851. To dispose of the fine and forfeiture fund in Conecuh county, Alabama, and to provide for the payment of all claims which are by law a charge against said fund.

Local Legislation.

Notice and Proof H. 851:

NOTICE.

Is hereby given that application will be made to the 1919 session of the Legislature of Alabama, for the passage of an act in substance as follows: To dispose of the fine and forfeiture fund in Conecuh county, Alabama, and to provide for the payment of all claims which are by law a charge against said fund.

The State of Alabama, }
Conecuh County. }

Before me, F. J. Dean, a notary public in and for said State and county, personally appeared G. W. Salter, Jr., who being by me first duly sworn, deposes and says that he is the editor and publisher of the Evergreen Courant, a newspaper published weekly at Evergreen in said State and county; that the above and foregoing notice was published in the said The Evergreen Courant for four consecutive weeks in the issues of July 24th, 31st, August 6th, and 13th, 1919.

G. W. Salter, Jr.,
Editor and Publisher.

Subscribed and sworn to before me, this the 16th day of August, 1919.

F. J. Dean,
Notary Public.

By Mr. Salter (with notice and proof):

H. 852. To authorize the commissioners' court of Conecuh county, Alabama, to pay out of the general fund of said county to the tax assessor of said county, the sum of six hundred dollars per annum for extra assistance in his said office.

Local Legislation.

Notice and Proof H. 852:

NOTICE OF LOCAL LEGISLATION.

Notice is hereby given of the intention to apply to the Legislature of Alabama, at its session to be assembled July 8th, 1919, for the passage of an act in substance as follows: To authorize the commissioners court of Conecuh county, Alabama, to pay out of the general fund of said county to the tax assessor of said county the sum of six hundred dollars per annum for extra assistance in his said office.

The State of Alabama, }
Conecuh County. }

Before me, F. J. Dean, a notary public in and for said State and county, personally appeared Geo. W. Salter, Jr., who, being by me first duly sworn,

deposes and says that he is the editor and publisher of the Evergreen Courant, a newspaper published weekly at Evergreen in said State and county; that the above and foregoing notice was published in the said the Evergreen Courant for four consecutive weeks in the issues of July 23rd and 30th; August 6th and 13th, 1919.

Geo. W. Salter, Jr.,
Editor and Publisher.

Subscribed and sworn to before me, this the 16th day of August, 1919.

F. J. Dean,

Notary Public, Conecuh County, Alabama.

By Mr. Clayton:

H. 853. To amend an act entitled an act "To ratify, confirm, and validate the census of the cities and towns in the State of Alabama, of seven (7,000) thousand inhabitants and less, where the same has been taken as provided by the code of Alabama of 1907, and the report of the same filed in the office of the secretary of State." Approved April 4th, 1911.

Revision of Laws.

By Mr. Wilson (with notice and proof):

H. 854. To make an appropriation for the relief of John W. Abercrombie.

Ways, Means and Appropriations.

Notice and Proof H. 854:

NOTICE.

Notice is given that application will be made to the present Legislature of Alabama for the passage of a law for the reimbursement with interest of moneys paid into the State treasury in 1913 on account of defalcations of H. C. Gunnels, as chief clerk in the department of education during our terms of office as superintendent of education—the amounts paid being, for John W. Abercrombie, \$2,931.55; for Isaac W. Hill, \$4,353.96.

JOHN W. ABERCROMBIE,
ISAAC W. HILL.

State of Alabama, }
Montgomery County. }

Before me, L. L. Moonyham, a notary public in and for said county and State, personally appeared Brame Hood, publisher of the Montgomery Journal, who being duly sworn deposes and says that, beginning on the 5th day of July, 1919, the notice hereto attached was published, without cost to the State, once a week for four consecutive weeks in the Montgomery Journal, a newspaper published at Montgomery, Alabama.

Brame Hood,
Publisher, The Journal.

Subscribed and sworn to before me, this 16th day of August, 1919.

L. L. Moonyham,
Notary Public.

(Seal)

By Mr. Dansby:

H. 855. To create the department of examiners of accounts, to prescribe its powers, duties and functions, provide for the appointment of a chief examiner and assistant examiners, to regu-

late the duties and compensation of such officials, and to provide clerical help for said department.

Revision of Laws.

By Mr. Dansby:

H. 856. To require in each county the probate judge or clerk of the board of revenue keeping the minutes of the court of county commissioners, or board of revenue, as the case may be, and the county treasurer or where that office is abolished, the custodian of the county funds, to make and publish an annual statement of the financial condition of the county, and to file a copy thereof with the State auditor, showing the financial condition of the county, including the assessed valuation of its property, the amount of the constitutional limit of its indebtedness, and the rate of taxes levied general and special.

Revision of Laws.

By Mr. Dansby:

H. 857. To amend section 5877 of the Code of Alabama, 1907.

Revision of Laws.

By Mr. Dansby:

H. 858. To require clerks of all courts to keep cash books.

Revision of Laws.

By Mr. Dansby:

H. 859. To regulate the authentication and certification of claims against the fine and forfeiture fund.

Revision of Laws.

By Mr. Dansby:

H. 860. To create the office of county solicitor in all counties having a population of not less than eighteen thousand one hundred and twenty-five and not more than eighteen thousand nine hundred according to the Federal census of 1910, and to provide for the election of such solicitor by the qualified electors of such counties and prescribe his qualifications and duties and fix his compensation.

Revision of Laws.

By Mr. Mathews of Clarke:

H. 861. To exempt from taxation for a period of ten years, any person buying a tract of land on which to build a home.

Ways, Means and Appropriations.

By Mr. Carnley:

H. 862. To better secure compliance with the laws of Alabama, requiring instruction of all pupils in public schools, and in all schools and colleges supported in whole or in part by public money, or under State control, with reference to the effect of alcoholic drinks, stimulants and narcotics upon the human system.

Temperance.

By Mr. McLeod:

H. 863. To amend an act entitled "An act to definite dentistry; to provide for the regulation of the practice thereof; to provide for the examination of applicants to practice dentistry in Alabama; to provide for the issuing of license certificates and the registration and display thereof; to provide for reports by probate judges of said registrations; to provide for the revoking or refusing to issue said certificates; to provide a board of dental examiners of Alabama, to provide for their election and prescribe their duties, powers, qualifications, terms of office and compensation; to provide for the disposition of fees collected by said board; to provide fees and funds for enforcing said act; to provide for enforcing said act; to allow the board of dental examiners of Alabama to enter into reciprocity agreements with like boards of other states; to provide penalties and punishment for the violation of the provisions of said act; to provide for any unconstitutionality of said act, and to repeal all general and local laws in conflict with said act," and approved August 31st, 1915, by amending sections 1 (A), 17, and 18 thereof, and by adding thereto an additional section.

Public Health.

By Mr. Stoddard (with notice and proof):

H. 864. To create the office of county treasurer for Crenshaw county, Alabama; to provide for his election and the filling of vacancies; to provide for his appointment by the governor; to prescribe his duties and fix his compensation; to fix the date that this act shall become operative, and to repeal conflicting laws.

Local Legislation.

Notice and Proof H. 864:

TO THE PEOPLE OF CRENSHAW COUNTY.

You will take notice that at the coming session of the Legislature, which convenes on the 8th day of July, 1919, a bill will be introduced for passage and enactment into law, the substance of which shall be "To create the office of county treasurer of Crenshaw county, Alabama, to define his duties; to fix his compensation and term of office. To provide for the appointment of a treasurer for said county by the governor of Alabama pending his election by the people of said county; to provide for the transfer of the books and records pertaining to said office and for the transfer of all funds belonging to the county to said county treasurer and to provide when this act shall take effect and to repeal all conflicting laws.

W. H. Stoddard,
Representative for Crenshaw County.

AFFIDAVIT OF PUBLICATION.

I, C. L. Kettler, publisher of the Crenshaw County News, a newspaper published weekly at Luverne, Crenshaw county, Ala., do solemnly swear

that a copy of the above notice, as per clipping attached, was published once a week in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated July 10th, 1919, and ending with the issue dated July 31st, 1919.

Subscribed and sworn to before me this 31st day of July, 1919.
(Seal) C. L. Kettler.
Wilkie Pope,
Notary Public.

By Mr. Stoddard (with notice and proof):

H. 865. To regulate the fine and forfeiture fund of Crenshaw county.

Local Legislation.

Notice and Proof H. 865:

TO THE PEOPLE OF CRENSHAW COUTY.

Take notice that at the coming session of the Legislature which convenes on the 8th day of July, 1919, a bill will be introduced for passage and enactment into law, the substance of which shall be, To regulate the fine and forfeiture fund of Crenshaw county, Alabama; to make an appropriation of two thousand dollars per annum out of the general fund of the county to be applied to the payment of the claims against said fund and to prescribe the duties of the county treasurer under this act.

W. H. Stoddard,
Representative for Crenshaw County.

AFFIDAVIT OF PUBLICATION.

I, C. L. Kettler, publisher of the Crenshaw County News, a newspaper published weekly at Luverne, Crenshaw county, Ala., do solemnly swear that a copy of the above notice, as per clipping attached, was published once a week, in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated July 10th, 1919, and ending with the issue dated July 31st, 1919.

Subscribed and sworn to before me this 31st day of July, 1919.
(Seal) C. L. Kettler.
Wilkie Pope,
Notary Public.

By Mr. Stoddard (with notice and proof):

H. 866. To provide for the election of members of the commissioners court of Crenshaw county, and to fix their term of office.

Local Legislation.

Notice and Proof H. 866:

TO THE PEOPLE OF CRENSHAW COUNTY.

Take notice that at the coming session of the Legislature which convenes on the 8th day of July, 1919, a bill will be introduced for passage and enactment into law, the substance of which shall be, To provide that at the next election of members of the commissioners court of Crenshaw county, Alabama, the members of the second district and the fourth district of said

county shall be elected for two years and the members of the first district and the third district shall be elected for four years; that thereafter the members shall be elected for four years. The purpose of the bill, being to retain two experienced commissioners on the court at all times, and avoid electing all members of the court at the same time.

W. H. Stoddard,
Representative for Crenshaw County.

AFFIDAVIT OF PUBLICATION.

I, C. L. Kettler, publisher of the Crenshaw County News, a newspaper published weekly at Luverne, Crenshaw county, Ala., do solemnly swear that a copy of the above notice, as per clipping attached, was published once a week, in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated July 10th, 1919, and ending with the issue dated July 31st, 1919.

C. L. Kettler.
Subscribed and sworn to before me this 31st day of July, 1919.
(Seal) Wilkie Pope,
Notary Public.

By Mr. Robertson:

H. 867. To establish a trunk highway beginning at Cullman, Cullman county, and running to Commercial, Walker county, Ala.
Public Roads and Highways.

By Mr. Murphree:

H. 868. To amend section 3652 of the Code of Alabama, 1907.
Judiciary.

By Mr. Murphree:

H. 869. To amend section 3643 of the Code of Alabama, 1907.
Judiciary.

By Mr. Murphree:

H. 870. To provide for and prescribe fees to be paid on the consolidation or merger of corporations.
Judiciary.

By Mr. Preston:

H. 871. To amend section 7814 of the Code of 1907.
Temperance.

By Mr. Benners:

H. 872. To provide for the special appointment by judges of the circuit courts in circuits having five or more circuit judges, of court reporters designated by the parties to any matter, cause, or proceeding, to act as official court reporters; to define their duties, and fix their compensation, and the method of payment thereof; to provide for the taxation of the compensation of such reporters as costs, and for the reimbursement of parties who shall pay the compensation of such reporters; and to provide that the transcript of such court reporter of the testimony, or other oral proceedings in any matter, cause, or proceeding in said courts,

when certified by such reporter, shall be prima facie evidence of such testimony, or other oral proceedings, and shall be admissible in evidence of such testimony or other oral proceedings whenever proof thereof is otherwise competent.

Judiciary.

By Mr. Truss:

H. 873. To regulate the filing of bills to clear title where assessment for street improvements are involved, and to fix the time within which said suits shall be brought.

Judiciary.

By Mr. Allen (with notice and proof):

H. 874. To divide the county of Marengo into four commissioners court districts; to provide for the election of one qualified elector residing in said district as county commissioner from said district, by the qualified electors of the entire county of Marengo.

Local Legislation.

Notice and Proof H. 874:

NOTICE.

A bill will be introduced in the Legislature of Alabama when it reconvenes in July, 1919, to divide the county of Marengo into four county commissioners districts to be composed of election precincts, and to require one member of the commissioners court of said county to be a qualified elector of said district from which he is elected at the time of his election and during his continuance in office, and to require each of the said commissioners to be elected by the vote of the entire county at the next general election for county commissioners and thereafter.

The State of Alabama, }
Marengo County. }

Before me, Geo. O. Miller, a notary public in and for said county and State, personally appeared R. E. Sutton, who being by me first duly sworn, deposes and says as follows:

First, that he is now and has been for more than six months last past the publisher of the Democrat-Reporter, a newspaper published at Linden, in Marengo county, Alabama.

Second, that the notice hereto attached and which is hereby referred to and made a part of this affidavit was published in said newspaper in its weekly issues of June 26, 1919; July 3, 1919; July 10, 1919, and July 17, 1919.

R. E. Sutton.

Sworn to and subscribed before me, this the 16th day of August, 1919.

Geo. O. Miller,
Notary Public.

By Mr. Allen (with notice and proof):

H. 875. To authorize and empower the county of Marengo to issue its bonds, bearing interest at the rate of six per centum per annum, for the purpose of refunding its indebtedness, existing at the date of the approval of this act; to sell the same at not less than their face value; to regulate their issuance and sale, and to

repeal all laws in conflict with this act, in so far as the said county is concerned.

Local Legislation.

Notice and Proof H. 875:

NOTICE.

A bill will be introduced in the Legislature of Alabama when it convenes in July, 1919, to authorize the county of Marengo to issue bonds of said county for the purpose of refunding the indebtedness of said county, existing at the date of the approval of the act, to bear interest at the rate of six per centum per annum, and providing that the same shall not be sold or otherwise disposed of for less than their face values.

The State of Alabama, }
Marengo County. }

Before me, Geo. O. Miller, a notary public in and for said county and State, personally appeared R. E. Sutton, who being by me first duly sworn, deposes and says as follows:

First, that he is now and has been for more than six months last past the publisher of the Democrat-Reporter, a newspaper published at Linden, in Marengo county, Alabama.

Second, that the notice hereto attached and which is hereby referred to and made a part of this affidavit was published in said newspaper in its weekly issues of June 26, 1919; July 3, 1919; July 10, 1919, and July 17, 1919.

R. E. Sutton.

Sworn to and subscribed before me, this the 16th day of August, 1919.

Geo. O. Miller,
Notary Public.

By Mr. Allen (with notice and proof):

H. 876. To require the county board of education of Marengo county, Alabama, or other governing body of the school affairs of said county, to publish annually in the month of August, in some newspaper published in Marengo county, Alabama, an itemized statement of the receipts and disbursements of the school funds received and disbursed by such board; to provide for the payment of the costs of such publication out of the general funds of Marengo county, and to provide a penalty for the failure or refusal of such board to make such publication.

Education.

Notice and Proof H. 876;

NOTICE.

A bill will be introduced in the present session, 1919, of the Legislature of Alabama, requiring the board of education, or other body governing the school affairs of Marengo county, Alabama, to publish annually in the month of August, in some newspaper published in Marengo county, Alabama, an itemized statement of the receipts and disbursements of the school funds of said county, and to provide for the payment for such publication.

State of Alabama, }
 Marengo County. }

Before me, S. W. Compton, a notary public, in and for said State and county, personally appeared R. E. Sutton, who being by me first duly sworn, deposes and says that he is editor of the Democrat-Reporter, a newspaper published at Linden in Marengo county, Alabama, and that the printed notice attached to this paper is a true copy of the notice published in the said Democrat-Reporter for four successive weeks, to-wit: July 17th, 24th, 31st, and Aug. 7th, 1919.

R. E. Sutton,
 Editor, Democrat-Reporter.

Sworn to and subscribed before me this the 14th day of August, 1919.

S. W. Compton,
 Notary Public, Marengo county, Ala.

By Mr. Cobbs:

H. 877. Allowing costs and fees to officers for the service of process from juvenile courts and for feeding prisoners committed by or held for or under such courts.

Judiciary.

By Mr. Cobbs:

H. 878. To amend section 211 of the Code of Alabama down through subdivisions 1 and 2 thereof.

Judiciary.

By Mr. Hare:

H. 879. To amend section 5978, Code of Alabama of 1907.
 Ways, Means and Appropriations.

By Mr. Hare:

H. 880. To provide for the construction, maintenance and control of the public roads and bridges of all counties in the State of Alabama having a population of not less than 27,155 and not more than 27,200, by the last, or any subsequent Federal census; to further define the duties of the courts of county commissioners, or like governing bodies, of all such counties; to provide for the levy and collection of a vehicle license tax; to provide for the levy and collection of a per capita road tax in commutation of road duty; and to regulate the performance of road duty in such counties by the citizens thereof.

Publie Roads and Highways.

By Mr. Jones of Montgomery:

H. 881. To further suppress the evils of intemperance and to further assure the enforcement of the laws of the State of Alabama prohibiting the manufacture, sale or possession of spirituous, vinous, malted or other intoxicating liquors, by prohibiting the circuit or county solicitors, and all other prosecuting officers in the State, from defending any person charged with a violation of the laws of the United States or the State of Alabama, prohib-

iting or regulating the manufacture, sale or possession of intoxicating liquors.

Temperance.

By Mr. Jones of Montgomery (with notice and proof):

H. 882. To appropriate the sum of fourteen thousand and eighty (\$14,080.00) dollars to be paid to Thomas M. Henry, as executor of the last will and testament of Evan J. Henry, deceased, in payment of unpaid interest due on the following bonds of the State of Alabama: Series of 1865, Act of Dec. 15th, Nos. 20, 21 and 22 for \$500 each. Series of 1865, Act of Dec. 15th, Nos. 425, 563, for \$1,000 each. Series of 1868, Act of Aug. 12th, Nos. 304, 306, 309, 310, 311, 312, 389, 854, 874 for \$500 each.

Ways, Means and Appropriations.

Notice and Proof H. 882:

NOTICE.

Is hereby given of the intention to apply for the passage of the following bill at the present session of the Legislature of the State of Alabama:

A bill to be entitled An act to appropriate the sum of fourteen thousand and eighty (\$14,080.00) dollars, to be paid to Thomas M. Henry, as executor of the last will and testament of Evan J. Henry, deceased, in payment of unpaid interest due on the following bonds of the State of Alabama:

Series of 1865, Act of Dec. 15th, Nos. 20, 21 and 22, for \$500 each.

Series of 1865, Act of Dec. 15th, Nos. 425, 563, for \$1,000 each.

Series of 1868, Act of Aug. 12th, Nos. 304, 306, 309, 310, 311, 312, 389, 854, 874, for \$500 each.

Be it enacted by the Legislature of Alabama, as follows:

Section 1. That the sum of fourteen thousand and eighty dollars is hereby appropriated out of any money in the State treasury not otherwise appropriated, to be paid to Thomas M. Henry, as executor of the last will and testament of Evan J. Henry, deceased, in payment of unpaid interest due on the following bonds of the State of Alabama:

Series of 1865, Act of Dec. 15th, Nos. 20, 21 and 22, for \$500 each.

Series of 1865, Act of Dec. 15th, Nos. 425, 563, for \$1,000 each.

Series of 1868, Act of Aug. 12th, Nos. 304, 306, 309, 310, 311, 312, 389, 854, 874, for \$500 each.

Section 2. That the State auditor be, and is hereby authorized and directed, to draw his warrant on the State treasury in favor of Thomas M. Henry, as executor of the last will and testament of Evan J. Henry, deceased, for fourteen thousand and eighty dollars in payment of said indebtedness, and the State treasurer is hereby authorized and directed to pay said warrant out of any money in the treasury not otherwise appropriated.

State of Alabama, }
Montgomery County. }

Before me, Erin Fitzgerald, a notary public in and for said State and county, personally appeared E. E. Glantz who, being by me first sworn, says that he is bookkeeper of the Montgomery Times, a newspaper published in the city and county of the State of Alabama. Affiant further states that the within notice was published in the said Montgomery Times on July 19, 1919; July 26, 1919, August 2, 1919 and August 9, 1919, without cost to the States.

(Signed) E. E. Glantz.

Sworn to and subscribed before me this 15th day of August, 1919.

(Signed) Erin Fitzgerald,
Notary Public.

By Mr. Jones of Montgomery:

H. 883. To amend section 6650 of the Code of 1907.

Revision of Laws.

By Mr. Jones of Montgomery:

H. 884. To fix the compensation of circuit solicitors in all circuits of the State of Alabama which are now composed, or ~~which may hereafter~~ be composed, of only one county and having two judges.

Judiciary.

By Mr. Jones of Montgomery:

H. 885. To amend sections 4754, 4758, 4776, and to repeal section 4762 of the Code of Alabama, 1907, and to provide for the further protection of laborers and material men.

Judiciary.

By Mr. Jones of Montgomery:

H. 886. To authorize beneficiaries or one, or more of them in behalf of a class, to sue for damages in the cases mentioned in section 2486 of the Code.

Judiciary.

By Mr. Hardaway:

H. 887. To amend an act entitled "An act to change the name of the railroad commission of Alabama to the Alabama public service commission, and to enlarge its authority, powers and jurisdiction," approved September 25, 1915.

Judiciary.

By Mr. Brindley:

H. 888. To encourage the development and improvement of large tracts of land now remaining idle and undeveloped and which has been bought up, owned and monopolized for speculative purposes by persons, corporations, non-residents and aliens and in order to discourage the speculation or monopoly of land ownership in Alabama. And to better provide for the revenues of the State.

Municipal Organizations.

By Mr. Longshore:

H. 889. To require all companies, corporations, lessees, owners or receivers of any railroad or railway company operating passenger cars in this State to cause the doors and windows of such cars to be screened, under regulations to be adopted by the Alabama public service commission.

Commerce and Common Carriers.

By Mr. Longshore:

H. 890. To fix the salary of deputy solicitors serving in counties having a population of not less than 26,940 nor more than 27,000, according to the last preceding Federal census.

Revision of Laws.

By Mr. Milford:

H. 891. To provide for the election of the several public school district trustees by the qualified electors of such districts, and to further define and enlarge their powers.

Education.

By Mr. Blunt:

H. 892. To authorize courts of county commissioners, boards of revenue or other governing bodies of counties in this State of not more than fifteen thousand and not less than fourteen thousand inhabitants as shown by the last Federal census to make temporary loans for the purpose of paying the expenses incurred in eradicating the cattle fever tick, or any other tick that shall be found to carry disease producing infection to cattle or any other domestic animal, and to regulate the expenditure thereof.

Judiciary.

By Mr. Arnold:

H. 893. To provide for and authorize the appointment of a special judge in circuits composed of only one county, and having more than three circuit judges in cases of incompetency of the regular judge, or his temporary inability to act.

Judiciary.

By Mr. Arnold:

H. 894. To compel all railroad companies and all electric railway companies or other companies or persons operating railroads in the State of Alabama to put and keep the approaches and crossings of public road crossings of such company railroad tracks in proper repair.

Commerce and Common Carriers.

By Mr. Arnold:

H. 895. To provide for the payment of salaries by the county to circuit judges in circuits composed of only one county, and having more than three judges, in addition to the salary paid by the State.

Judiciary.

By Mr. Arnold:

H. 896. To provide for the appointment of deputy circuit solicitors in all circuits in this State having more than five circuit judges, to fix their compensation, and to provide the way and manner of paying the same.

Judiciary.

By Mr. Murphree:

H. 897. To create the Alabama railroad and public utilities commission, with the powers and jurisdiction of the Alabama public service commission, and with additional powers and jurisdiction to supervise and regulate in the public interest: (a) the rates, fares and charges; (b) facilities, practice rules and service; (c) franchises, licenses and contracts; (d) the financing and securities; and (e) the construction of new common carriers and agencies and utilities affected with a public interest or rendering public service of any kind.

Judiciary.

By Mr. Brindley:

H. 898. To amend sections 2, 10, 11, 12, 13 and 17 of an act entitled "An act to provide for and regulate the manufacture and sale of "commercial feeding stuffs" in Alabama; to further provide for registration, tagging, sampling and analyzing "commercial feeding stuffs," and to fix penalties for violations of this act," so as to regulate the sale of "commercial feeding stuffs;" to define the same and to prohibit the adulteration thereof, to provide for their correct weight, sampling, analyses, and marketing; to authorize the commissioner of agriculture and industries to prescribe rules and regulations for carrying out the provisions of this act; to establish in the department of agriculture and industries, a division of foods, feeds and drugs, to be charged with the execution of this act; to authorize the commissioner of agriculture and industries to appoint an assistant as supervisor, of said division, and to appoint other necessary clerical assistance; to provide for the payment of salaries and expenses out of the funds accruing hereunder; and to fix penalties for violation of this act. Approved Feb. 15th, 1919.

Agriculture.

By Mr. Collins (with notice and proof):

H. 899. To amend section one of an act entitled an act to establish a charter for the town of Gordo, Pickens county, approved December 7th, 1900.

Local Legislation.

Notice and Proof H. 899:

NOTICE.

A bill will be introduced in the present session of the Legislature of Alabama, substantially as follows:

Be it enacted by the Legislature of Alabama, That section one of an act entitled an act to establish a charter for the town of Gordo, Pickens county, approved December 7th, 1900, be amended so as to read as follows:

Section 1. That the corporate limits of the town of Gordo shall be 880

yards equi-distant north, east, south and west from the center of the present Mobile & Ohio railroad company's depot located in said town, except that on the east side thereof said corporate limits shall nowhere extend beyond the west bank or shore of Bear Creek.

PROOF OF PUBLICATION.

The State of Alabama, }
Pickens County. }

Before me, B. G. Robison, judge of the court of probate for said county, personally appeared W. S. McGee, publisher of the Pickens County Herald and the West Alabamian, a newspaper published in said county, who, being by me first duly sworn, states that the attached notice has been regularly published once a week for four consecutive weeks in said paper in issues dated as follows: July 17th, 1919; July 24th, 1919; August 7th, 1919; Aug. 14th, 1919.

Subscribed and sworn to before me, this the 12th day of August, 1919.

W. S. McGee.
B. G. Robison,
Judge of Probate.

Publication fee, \$5.26.

By Mr. Lynne:

H. 900. To confer additional powers, authority and jurisdiction on and to further prescribe the duties of the board of control and economy created by the act of the Legislature, approved February 13, 1919; to abolish the board of convict inspectors and the offices of the members and employees thereof and to confer upon the State board of control and economy all the power, authority and jurisdiction heretofore exercised by or under the authority of the State board of convict inspectors, and additional powers and authority, including authority and power to provide for the segregation, care, custody and treatment of tubercular persons; and to impose upon the board of control and economy all the duties heretofore required of the State board of convict inspectors and additional duties; to confer upon the board of control and economy general supervision and authority over the office of the State prison inspector who shall henceforth discharge the duties of his office in connection with and as part of the work of the State board of control and economy; to confer upon the board of control and economy certain duties and authority with reference to the purchasing and supplies of the public printing and binding, stationery, fuel and paper, and other powers and authority incident to the more efficient control and coordination of the business operations of the State; (also providing for the necessary appropriations to pay all salaries, wages and other expenses and outlays authorized to be paid or incurred in this and the said original act of February 13, 1919.

Judiciary.

By Mr. Arnold:

H. 901. To subject the compensation of all public employees to garnishment and to regulate the practice and procedure in such cases.

Judiciary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill:

S. 280. To amend an act entitled "An act to provide and create a commission form of government and to ~~authorize the adoption~~ of the same in all cities and towns in the State of Alabama which now are not or hereafter may not be within the influence or operation of any other valid legislative enactment authorizing or adopting such form of government; to regulate the selection and election of commissioners and their terms of office and retention in and recall from office; to provide for the selection of one commissioner as mayor, and the retention in office of certain officials; to fix the powers, duties and compensation of such commissioners; to punish improper conduct in connection with elections and petitions hereunder; to abolish boards of public work, police commissioners, councilmen, aldermen and certain other city and town officials of such municipalities as adopt the said form of government; and generally to authorize and provide for the creation and maintenance of said commission form of government," approved April 8th, 1911, and as amended by an act approved Sept. 28, 1915, by amending the title thereof and by amending said act so that it shall apply to cities which have a population of exceeding fifty thousand five hundred and not more than one hundred thousand, according to the last Federal census, and which may hereafter have such population according to any Federal census hereafter taken, and to no others, by providing for the selection and election of a mayor and commissioners and fixing their terms of office and compensation, by abolishing certain offices, by fixing the powers, duties and liabilities of such mayor and commissioners, by creating certain new offices of such cities and providing for the selection of the incumbents thereof, and generally by prescribing a form of municipal government for such cities.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee as follows:

Local Legislation, S. 280.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 412. To amend section 4 of "An act to fix the compensation of circuit judges, circuit solicitors, and assistant solicitors in all circuits of the State of Alabama which circuits are composed of only one county and having two or more judges, or which circuits may hereafter have two or more judges, and to provide that a portion of such salaries be paid out of the county treasury of the county constituting the respective circuits.

Also:

S. 241. To prohibit involuntary servitude or forcible detention in public or private hospitals, reformatories, houses of detention, convents, asylums, sectarian seminaries, schools or institutions, and providing penalties therefor.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:

Judiciary: S. 412.

Revision of Laws: S. 241.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill:

S. 285. To make an appropriation for the relief of Robert H. Greene.

(With notice and proof thereto attached and herewith exhibited as follows:)

State of Alabama, }
Montgomery County. }

Notice is hereby given of the intention of Robert H. Greene to apply to the present Legislature, convening at the capitol, July 8th, 1919, to pass a

bill for his relief as secretary of the Supreme Court. The substance of the proposed law will be, a provision recouping said Greene for payments of money during the years 1917-1918, for extra clerical assistance necessary in said department; and appropriating for said purpose from funds in the State treasury, eight hundred fifty-six dollars and twenty-one cents.

Montgomery, Alabama, June 11th, 1919.

Robert H. Greene.

Montgomery, Alabama, July 9th, 1919.

State of Alabama, }
County of Montgomery. }

Personally appeared before me, William Berridge, a notary public in and for said State and county, E. E. Slantz who, being duly sworn deposes and says that he is bookkeeper of The Montgomery Times, a newspaper published in Montgomery, in said State and county, and that the notice (a true copy of which is hereto attached) was published in said paper for four consecutive weeks (one insertion each week) commencing on the 11th day of June, 1919.

(Signed) E. E. Slantz.

Given under my hand this 9th day of July, 1919.

(Signed) Wm. Berridge,

(Seal.)

Notary Public, Montgomery County, Alabama.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to an appropriate standing committee as follows:

Ways, Means and Appropriations: S. 285.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 420. To exempt from service on the public roads and streets of any incorporated city or town all persons who served the United States in the army, navy, or marine service in the war with Germany.

Also:

S. 424. To permit bonds to be given for property seized under the prohibition act, pending appeals to the Supreme Court.

S. 407. To fix the time when a special school tax levied by any county or school district shall become collectible, and to provide for the levy and collection thereof.

S. 454. To amend section 1 of an act entitled an act to designate certain public roads of the State of Alabama as State trunk

roads and to provide the manner in which such roads shall be located, improved and maintained, approved September 10th, 1915.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:

Public Roads and Highways: S. 420, S. 454.

Temperance: S. 424.

Education: S. 407.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted the amendment to the bill:

S. 349. To enlarge and further define the duties and fix the compensation of humane officers in counties of this State having a population of not less than 80,000 nor more than 82,000, according to the Federal census of 1910.

Proposed by his excellency, the governor, as follows:

Senate bill No. 349 is herewith returned without my approval, because its provisions can apply only to Mobile county, according to the Federal census of 1910. If next after the words "according to the Federal census of 1910," wherever they occur in the bill, the words, "or any subsequent Federal census" are inserted, the bill will meet with my approval.

Yeas, 26; Nays, 5; which was a majority of the whole number elected to the Senate.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Cobbs, the House concurred in and adopted the governor's amendment to the bill, S. 349, said governor's amendment being set out in the above and foregoing message from the Senate.

Yeas, 65; Nays, 0.

Yeas:**Messrs:**

Mr. Speaker	Cobbs	Howle	Pittman
Adams	Collins	Ingram	Preston
Albright	Crump	Jones (Montgomery)	Ross
Alexander	Dansby	Lee (Perry)	Russell
Allen	Dodson	Lewis	Simpson
Andrews	Dunaway	Lynne	Smith
Arnold	Edwards (Dallas)	Matthews (Wilcox)	Sparks
Austin	Edwards (Pike)	Milford	Stoddard
Blunt	Gilbert	Mitchell	Tompkins
Bracken	Graham (Autauga)	Moorer	Trammell
Brindley	Graham (Clarke)	Murphree	Van de Graff
Burks	Hall (Marion)	Oliver	Waddell
Calvert	Hale	Orr	Whorton
Carnley	Hardaway	Parker	Williams
Christian	Hare	Partridge	Wilson
Clayton	Hollis	Peters	Woodard
Cliett			

—65

Which was a majority of the whole number elected to the House of Representatives.

MESSAGE FROM THE GOVERNOR.

August 20, 1919.

Gentlemen of the House of Representatives:

I am directed by the governor to hand you herewith his message of this date concerning House bills numbered 843 and 844, which is self-explanatory.

Respectfully,

W. A. Darden,

Secretary to the Governor.

GOVERNOR'S MESSAGE.

The following message from his excellency, the governor, was read at length as follows and ordered spread upon the Journal:

August 20, 1919.

Gentlemen of the House of Representatives:

I am taking the liberty of calling your attention to House bills numbered 843 and 844, respectively. Both of these bills are intended to more completely execute that provision of the Constitution (section 103), requiring that "the Legislature shall provide by law for the regulation, prohibition, or reasonable restraint of common carriers, partnerships, associations, trusts, monopolies, and combination of capital, so as to prevent them, or any of them, from making scarce articles of necessity, trade or commerce, or from increasing unreasonably the cost thereof to the consumer, or preventing reasonable competition in any calling, trade or business."

Food, clothing, fuel and shelter are the primary necessities of life; and the cost of these necessities to the consumer has been so vastly increased, and increasing more and more daily, as to produce a social problem of nation-wide importance, and a social unrest so great as to create a danger of national import.

However, this is not all. All commodities have increased and are increasing in price; and even those who produce or distribute the prime necessities are in turn confronted by the high cost to them of all of these other commodities.

The ease with which large capital is employed in the consolidation of industrial enterprises, and improved systems of transportation, creating unlimited marketing, storage and distributing facilities, are rendering it comparatively easy for selfish men to organize and monopolize or get control in their own interest of the distribution and sale of practically all commercial products of modern life.

Meanwhile, the middlemen are organized between the producer and the consumer, each individual of every series of middlemen having a separate "take-out," or adding a separate cost item to each product before it reaches the ultimate consumer. These middlemen could be largely eliminated by larger organization on the part of producers and consumers, and more effective co-operation between producers and consumers. This will no doubt come to pass in the near future, but, in the meantime it is essential for the constituted authorities to reasonably use all the power entrusted to them by the laws of the land to see that these unlawful rusts and combines and wrongful practices which are nationally condemned shall be suppressed or diminished.

The profiteers and forestallers must feel the strong hand of the law.

The United States government under the president's direction is now proceeding to use the utmost of its executive powers to put a stop to these evils which confront us, and Congress is engaged in making new laws to confer greater powers upon the executive department of the Federal government to drive these buccaneers from their strongholds of lawless privilege. Moreover, the president is calling on all the states of the Union to diligently and efficiently co-operate with the Federal government to the same end.

These extraordinary circumstances seem to justify me, as your chief executive, charged with the duty of seeing that the laws of the State are enforced, to request your earnest and prompt consideration of these two proposed relief measures with the view of enacting them, or similar measures, in order to more completely effectuate the mandate of the Constitution above referred to, and to more completely co-operate with the other states of the Union and the Federal government.

I wish to state here that the purposes of these laws and the activities of the national and states' governments are not to check the growth, the development and the free play of the industrial and commercial interests of the country, and cannot affect to any material extent the great agricultural producers. Generally speaking, it is after agricultural products get out of the hands of the farmer that they are manipulated in the interest of the profiteer, or profiteering organization.

You may of course see fit to amend these measures or substitute other measures for them, yet I must remind you that the final adjournment of the Legislature draws near and nearer, and the bills which you approve must be submitted to the deliberations of the Senate, and a very large amount of important legislation in other fields has been accumulating since the opening of the session. It would be most regrettable, therefore, and a great disappointment to the people of Alabama, if no substantial relief should be given them by their representatives at this session. I feel confident that you will not disappoint them.

Since these bills were introduced complaints have come to me that combinations exist in some of the cities and towns of this State to increase and control the rental prices of houses, particularly dwelling houses, and I note

that the United States district attorneys of the State are reported to be preparing a campaign against this practice. Neither of the bills above referred to includes this subject of rentals, and I am therefore calling your attention to this omission so that you may, if you see proper to do so, cover this subject by original bill, or amendment to the bill numbered 844.

Respectfully,
Thos. E. Kilby,
Governor.

RECOMMITTAL OF BILL.

Mr. Dunaway, chairman of the Standing Committee on Ways, Means and Appropriations, returned to the House, S. 284, with the request that the same be re-referred to the Standing Committee on Revision of Laws, and the bill:

S. 284. To amend an act entitled an act providing for the registration, licensing, identification and regulation of motor vehicles operated upon the public highways of this State; and fixing liabilities of persons riding therein, and providing penalties and punishments for violation for the provisions of said act, approved April 22, 1911.

Was re-referred to the Standing Committee on Revision of Laws.

BILLS TAKEN FROM ADVERSE CALENDAR.

Mr. Faulk called up his motion to take the bill, H. 737, from the adverse calendar. The motion prevailed and the bill:

H. 737. To further regulate receipts and disbursements in this State.

Was read a second time and placed upon the favorable calendar of the House.

Mr. Dickson called up his motion to take the bill, S. 366, from the adverse calendar. The motion prevailed and the bill:

S. 366. To regulate the committing of persons to institutions for delinquent children and to institutions designed for the reformation and correction of fallen girls.

Was read a second time and placed upon the favorable calendar of the House.

Mr. Arnold called up his motion to take the bill, H. 699, from the adverse calendar. The motion was lost.

Mr. Edwards, of Pike called up his motion to take the bill, H. 195, from the adverse calendar and the motion was lost.

MESSAGE FROM THE SENATE.

Mr. Speaker:

Under a joint resolution heretofore adopted creating a joint committee of the House and Senate to visit the Alabama Mercy

Home for Girls and the State Training School, the President and presiding officer of the Senate, has appointed as a member of said committee on part of the Senate, Mr. Brown.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has received the accompanying message from his excellency, the governor, proposing an amendment to the bill:

S. 53. Prescribing the liability of an employer to make compensation by way of damages for injuries received by an employee occasioned by an accident arising out of and in the course of his employment and providing for the enforcement of same, modifying common law and statutory remedies, in such cases; establishing an alternative elective schedule of compensation, regulating procedure for the determination of liability and compensation thereunder in certain cases, and prescribing penalties for the violation thereof; and providing for attorney's fees and for medical and surgical services.

And the Senate has concurred in and adopted said proposed amendment by a vote of a majority of the whole number elected to the Senate, said vote being Yeas, 29; Nays, 0.

Said governor's message being in words and figures as follows:

To the Senate:

I am herewith returning Senate bill No. 53 with an amendment suggested. This amendment makes the basis of compensation in death cases subject to the same graduated scale of increase as is provided in the bill in cases of disability. This was the object of those who, representing capital and labor, agreed upon the terms of the bill and it is upon their suggestion that the amendment is presented to you. The amendment is as follows:

"Amend section 14 adding thereto, sub-section 21:

"21. Wherever in this section there is a provision for fifty (50) per centum such per centum shall be increased five (5) per centum for each totally dependent child of the deceased employee under the age of eighteen years at the time of the death of the employee until such per centum shall reach a maximum of sixty (60) per centum.

Wherever in this section a weekly maximum compensation of twelve (\$12.00) dollars is provided such maximum compensation shall be increased in the following cases to the following amounts:

Thirteen (\$13.00) dollars in case the deceased employee leaves one totally dependent child under the age of eighteen years at the time of the injury to the deceased employee.

Fourteen (\$14.00) dollars in case the deceased employee leaves two totally dependent children under the age of eighteen years at the time of the injury to the deceased employee.

Fifteen (\$15.00) dollars in case the deceased employee leaves three or more totally dependent children under eighteen years of age at the time of the injury to the deceased employee.

The increases in the above per centum and in the maximum amount shall be paid only so long as the child upon which the increase is based remains under the age of eighteen years."

In returning the bill with this amendment may I express the hope that it will be promptly adopted so that this bill, which represents a decided advance in our State in legislation and which has been made possible by a fair and much to be commended spirit of co-operation and agreement between capital and labor, may become the law.

Thos. E. Kilby,
Governor.

And sends said bill, together with the proposed amendment thereto, herewith to the House for its consideration.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Lynne, the House concurred in and adopted the amendment proposed by the governor to the bill, S. 53, said governor's amendment being set out in the above and foregoing message from the Senate.

Yeas, 74; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Lewis	Pittman
Adams	Dodson	Long (Butler)	Preston
Alexander	Dunaway	Long (Sumter)	Robertson
Allen	Edwards (Dallas)	Longshore	Russell
Andrews	Edwards (Pike)	Lynne	Seale
Arnold	Faulk	Mathews (Clarke)	Shaw
Benners	Fletcher	Matthews (Wilcox)	Sherrod
Blunt	Gilbert	Milford	Simpson
Bracken	Graham (Clarke)	Mitchell	Smith
Brindley	Griffin	Moorer	Sparks
Burks	Hall (Marion)	Murphree	Stewart
Calvert	Hale	McDonald	Truss
Carnley	Hare	McLeod	Tunstall
Christian	Hollis	Oliver	Van de Graff
Clayton	Howle	Orr	Waddell
Cliett	Ingram	Parker	Whorton
Cobbs	Jones (Escambia)	Partridge	Wilson
Collins	Jordan	Peters	Woodard
Dansby	Lee (Butler)		

—74

NOTICE IN WRITING.

The following notice in writing was read and ordered spread upon the Journal:

NOTICE.

Notice is hereby given that I will make a motion on the next legislative day to take House bill 661 from the adverse calendar and place it on the regular calendar.

Thos. E. Orr.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following joint resolution:

By Mr. Acker:

S. J. R. 119. Resolved, that when the two houses adjourn today, they shall adjourn to meet again on Friday, August 22, 1919.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Tunstall, the House concurred in and adopted the Senate joint resolution set out in the above and foregoing message from the Senate.

UNFINISHED BUSINESS.

The House proceeded to the consideration of the unfinished business which was the bill:

H. 535 (with substitute). To create the Alabama railroad and public utilities commission, with the powers and jurisdiction of the Alabama public service commission, and with additional powers and jurisdiction to supervise and regulate in the public interest: (a) The rates, fares and charges; (b) facilities, practice rules and service; (c) franchises, licenses and contracts; (d) the financing and securities; and (e) the construction of new common carriers and agencies and utilities affected with a public interest or rendering public service of any kind.

On motion of Mr. Carnley, the bill and substitute were indefinitely postponed.

SPECIAL ORDER.

The hour having arrived, the House proceeded to the consideration of the special order, which was the bill:

H. 98 (with substitute). To submit to the qualified electors of the State at a special election to be held on February 5, 1920, for their consideration, an amendment to the Constitution of Alabama, in substance and to the effect that certain persons who served in the military or naval service of the United States for a period of not less than six months between the first day of January, 1917, and the eleventh day of November, 1919, shall be perpetually exempted from the payment of all poll taxes.

The question was upon the adoption of the substitute reported by the Standing Committee on Privileges and Elections, said substitute being as follows:

SUBSTITUTE FOR HOUSE BILL NO. 98.

By Committee on Privileges and Elections:

A bill to be entitled an act to submit to the qualified voters of the State of Alabama at the general election to be held on the first Tuesday after the first Monday in November, 1920, for their consideration an amendment to the Constitution of the State in substance and to the effect that certain persons who served in the military or naval service of the United States for a period of not less than four months between January 1, 1917, and November 11, 1918, shall be exempted from the payment of all poll taxes up to Sept. 30, 1923.

Be it enacted by the Legislature of Alabama:

Sec. 1. That the following amendment to the Constitution of the State of Alabama is hereby proposed to be submitted to the qualified voters of Alabama for their consideration as hereinafter provided, viz.: "Sec. 194½. (a) The payment of the poll tax mentioned in article VIII of this Constitution shall not be required of any person who served in the military or naval service of the United States for a period of not less than four months between January 1, 1917, and November 11, 1918, and who has been, or who may be, honorably discharged from said service, and who was a qualified elector (except as to payment of poll taxes) at the time he entered said service, or has since become such qualified elector. Any such person is exempted from the payment of all such taxes up to Sept. 30, 1923. (b) The legislature shall provide by law for the determination and allowance of such exemptions."

Sec. 2. That at the general election to be held on the first Tuesday after the first Monday in November, 1920, an election shall be held for the vote of the qualified electors of the State upon the proposed amendment, and the governor of the State shall by proclamation give notice of such election, with a copy of the proposed amendment, in similar manner as notices and proclamations are required to be given under the Constitution and laws of the State of Alabama, and the governor shall cause the same to be published once a week for eight consecutive weeks next preceding the election in a newspaper published in each county of the State in which a newspaper is published, and in counties where no newspaper is published the same shall be post-

ed at the court house door in said county not less than eight weeks before said election.

Mr. Jones of Montgomery offered the following substitute for the substitute reported by the Committee on Privileges and Elections:

Amend the substitute so as to read as follows:

A bill to be entitled an act to submit to the qualified voters of Alabama, at a special election to be held ninety days after the final adjournment of the Legislature of Alabama and upon the call of the governor, for their consideration an amendment to the Constitution of Alabama in substance and to the effect that certain persons who served in the military or naval service of the United States for a period of not less than four months between January 1, 1917, and November 11, 1918, shall be exempted from the payment of all poll taxes until September 30, 1923.

Be it enacted by the Legislature of Alabama:

Sec. 1. That the following amendment to the Constitution of Alabama is hereby proposed to be submitted to the qualified voters of Alabama for their consideration as hereinafter provided, viz.:

Sec. 194½ (a). The payment of the poll tax mentioned in the Constitution of Alabama shall not be required of any person who served in the military or naval service of the United States for a period of not less than four months between January 1, 1917, and November 11, 1918, and who has been or who may be honorably discharged from said service and who was a qualified elector, except as to payment of poll taxes, at the time he entered said service, or who has since become such qualified elector, except as to payment of poll taxes. Any such person is exempted from the payment of all poll taxes until September 30, 1923. (b) Certificates of exemption from payment of such poll taxes shall be issued to persons entitled thereto under regulation prescribed by the governor.

Sec. 2. It shall be the duty of the governor to fix the date of said election and to give notice by proclamation to be published in one newspaper in each county at least eight successive weeks next preceding said election on the amendment proposed by this act to be submitted to the qualified voters of the State for their ratification or rejection.

Sec. 3. That at said election to be held as herein provided, the qualified electors shall vote upon said amendment, and on the official ballot prepared for such election there shall be printed the substance of said proposed amendment as follows: Amendment exempting certain honorably discharged soldiers who served in

the military or naval service of the United States for at least four months between January 1, 1917, and November 11, 1918, from all poll taxes until September 30, 1923; and also, thereafter, the words, Yes, No. The choice of the elector shall be indicated by a cross mark made by him or under his direction opposite the word expressing his desire, and before said amendment shall be printed on said ballot the following words: Shall the following amendment be adopted as Sec. 194½ of the Constitution of Alabama? That the officers holding said election shall be the same and shall be appointed in the same manner and by the same officials as provided by the election laws of the State for the appointment of officers to hold general elections in the State, and the election shall be held in all respects in accordance with the law governing general elections and with the constitutional provisions concerning amendments to the Constitution. That the votes cast at said election shall be counted, canvassed, and returns made thereof to the secretary of State in the same manner as in elections for representatives to the Legislature. The result of said election shall be made known by proclamation of the governor, and if a majority of all the qualified electors who voted at said election upon the proposed amendment shall have voted Yes, said amendment, from date of said proclamation, shall be valid to all intents and purposes as a part of the Constitution of the State of Alabama and as a section thereof.

And the substitute to the substitute was adopted.

And the substitute to the bill as amended by the substitute was lost.

Yeas, 35; Nays, 37.

Yeas:

Messrs:

Mr. Speaker	Collins	Jones (Montgomery)	Reynolds
Alexander	Dansby	Lee (Butler)	Robertson
Andrews	Dodson	Longshore	Ross
Blunt	Ellis (Bullock)	Mathews (Clarke)	Russell
Brindley	Graham (Clarke)	Matthews (Wilcox)	Sherrod
Burks	Hale	McLeod	Waddell
Calvert	Hardaway	Oliver	Williams
Clayton	Hare	Orr	Wilson
Cliett	Jones (Escambia)	Pittman	

—55

Nays:

Messrs:

Adams	Crump	Graham (Autauga)	Long (Sumter)
Allen	Dunaway	Griffin	Lynne
Austin	Edwards (Dallas)	Hall (Marion)	Moorer
Bracken	Ellis (Elmore)	Ingram	McDonald
Carnley	Faulk	Jordan	Parker
Christian	Gilbert	Lewis	Partridge

Preston
Seale
Simpson
Smith

Sparks
Stoddard
Tompkins

Trammell
Truss
Tunstall

Van de Graff
Whorton
Woodard

—37

On motion of Mr. Tunstall, the bill:

H. 98. To submit to the qualified electors of the State at a special election to be held on February 5, 1920, for their consideration, an amendment to the Constitution of Alabama, in substance and to the effect that certain persons who served in the military or naval service of the United States for a period of not less than six months between the first day of January, 1917, and the eleventh day of November, 1919, shall be perpetually exempted from the payment of all poll taxes.

Was indefinitely postponed.

MESSAGE FROM THE GOVERNOR.

Gentlemen of the House of Representatives:

The governor directs me to hand you herewith his message concerning House bill 104.

Respectfully,
W. A. Darden,
Secretary to the Governor.

GOVERNOR'S MESSAGE.

Gentlemen of the House of Representatives:

I herewith return House bill 104 for amendment by adding thereto as section 6 the following: "Section 6. Nothing in this act contained shall be applicable to counties in which the clerk of the circuit court is paid a salary."

Respectfully,
Thomas E. Kilby,
Governor.

On motion of Mr. Van de Graff, the House concurred in and adopted the governor's amendment to the bill, H. 104, said governor's amendment being as follows:

"Section 6. Nothing in this act contained shall be applicable to counties in which the clerk of the circuit court is paid a salary."

Yeas, 72; Nays, 0.

Yeas:

Messrs:

Mr. Speaker
Adams
Albright
Alexander
Allen
Andrews

Arnold
Austin
Benners
Blunt
Bracken
Brindley

Burks
Burns
Calvert
Carnley
Christian
Clayton

Cliett
Cobbs
Collins
Crump
Dansby
Dickson

Dodson	Howle	Moorer	Shaw
Dunaway	Ingram	McDonald	Sherrod
Faulk	Johnson	McLeod	Smith
Fletcher	Jordan	Oliver	Sparks
Gilbert	Lawson	Orr	Stoddard
Griffin	Lewis	Parker	Tompkins
Guy	Long (Butler)	Partridge	Truss
Hale	Long (Sumter)	Pittman	Tunstall
Hardaway	Longshore	Preston	Van de Graff
Hare	Lynne	Ross	Waddell
Hawkins	Milford	Russell	Whorton
Hollis	Mitchell	Scale	Wilson

—72

SPECIAL ORDER.

The House proceeded to the consideration of the special order, which was the bill:

H. 634. To prevent frauds and impositions upon the people of the State and to protect investors.

On motion of Mr. Long of Butler, the further consideration of the bill was postponed until the thirty-ninth legislative day and five hundred copies were ordered printed for the use of the House.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 262. To provide for the payment of expenses for automobiles for the use of sheriffs in the discharge of their duties as such, in counties of not less than 30,815, nor more than 30,915 population according to the Federal census of 1910, or according to any subsequent Federal census.

S. 425. To prohibit the levying or collecting of any license or privilege tax or fee on any wagon used exclusively in connection with the cultivation of farms, or the marketing of the products of the farm or forest occupied as owner or tenant by the owner of such wagon; in counties of not less than 30,815 nor more than 30,915 population according to the Federal census of 1910, or according to any subsequent Federal census.

S. 439. To provide for the appointment and compensation of bailiffs of courts in all counties of the State of Alabama which have a population of two hundred thousand or more according to the last or any subsequent Federal census and to fix the compensation of such bailiffs.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:
Revision of Laws: S. 262, S. 425, S. 439.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following joint resolution:

By Mr. Morris:

S. J. R. 89. Whereas, throughout the country there have been numerous disorders and disturbances of the public peace, largely brought about by that element of our population represented by foreign immigration; and,

Whereas, there appears to be a manifest purpose and intent on the part of many of the leaders of this class of people to continue such disturbances as is evidenced from their public appeals and teachings; and

Whereas, such conduct is calculated to prevent the assimilation of this portion of our population, thus preventing that homogeneous type of citizenship which has given character and dignity to the name of America; and

Whereas, it is undesirable that there should be any additions to such population groups through further immigration to this country of undesirable characters, and of men and women either untrained in citizenship or unwilling to embrace the principles and practices of the American ideal in government and society; and

Whereas, the restriction of further immigration is the only method of reducing the possibility of the recurrence of the disorders and disturbances above recited, and

Whereas, it is one of the fundamental principles of government that the basic principles whereon it is founded should be safeguarded from hazard by false and unsafe teachings, similar to those promoted by the leaders of the anarchists, the Bolsheviki and the I. W. W.;

Now, therefore, be it resolved by the Senate of Alabama, the House of Representatives concurring:

1. That the Congress of the United States be memorialized hereby to pass all necessary laws for the deportation of any undesirable aliens, and to further restrict the coming into the ports of the United States of undesirable people from foreign countries.

2. That copies of this resolution be forwarded to the President of the United States, the presiding officers of the Senate and of the House of Representatives of the United States and to the Senators and Representatives in Congress from the State of Alabama.

And sends same herewith to the House.

W. F. Miller,
Secretary.

On motion of Mr. Lynne, the House concurred in and adopted the Senate joint resolution set out in the above and foregoing message from the Senate.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 351. To require the court of county commissioners or body of similar jurisdiction of Pike county, Alabama, to allow to the clerk of the circuit court of said county, three dollars per day during term times as a preferred claim against the general fund of said county, for the purpose of paying an assistant employed by him to assist him in the performance of his duties as such clerk during the term times of circuit courts held in said county.

(With notice and proof thereto attached and herewith exhibited as follows:)

NOTICE.

Notice is hereby given that a bill will be introduced when the Legislature reconvenes authorizing the court of county commissioners of Pike county to pay the clerk of the circuit court three dollars per day as a preferred claim out of the general fund of said county, during term of said court of said county, for the purpose of paying an assistant to record the minutes of said court and to otherwise assist him in the discharge of his duties as such clerk while said court is in session.

J. H. Jinright.

State of Alabama, }
Pike County. }

Before me, J. H. Jinright, clerk of the circuit court, in and for said county in said State, personally appeared R. F. Powell, proprietor and publisher of the Troy Herald, a newspaper published at Troy, Pike county, Alabama, who being by me first duly sworn, deposes and says, that he published in said newspaper the printed notice hereto attached for more than thirty days in each weekly edition thereof next before the 1st day of July, 1919.

R. F. Powell.

Sworn to before me this the 1st day of July, 1919.

J. H. Jinright,
Clerk of the Circuit Court, Pike County, Alabama.

Also:

S. 423. To amend an act entitled "An act to create the office of assistant clerk of the inferior criminal court of Mobile county, prescribe his or her duties, to fix his or her salary and provide for the method of selection for said office," approved February 15th, 1919.

(With notice and proof thereto attached and herewith exhibited as follows:)

State of Alabama, }
Mobile County. }

Personally appeared before me Stephen O. Garlin, a notary public in and for said State and county, R. G. Rapier, who, on oath, deposes and says that he is secretary and treasurer of the Mobile Register, a newspaper published in the city and county of Mobile, State of Alabama, and that the annexed publication, to-wit:

LEGAL NOTICE.

Notice is hereby given that application will be made to the present Legislature of Alabama for the passage of the following act, to-wit:

An act to amend an act entitled an act "To create the office of assistant clerk of the inferior criminal court of Mobile county, prescribe his or her duties, fix his or her salary and provide for the method of selection for said office," approved February 15th, 1919.

Be it enacted by the Legislature of Alabama: That an act entitled an act "To create the office of assistant clerk of the inferior criminal court of Mobile county, prescribe his or her duties, fix his or her salary and provide for the method of selection for said office," approved February 15th, 1919, be amended so as to read as follows:

Section 1. That there is hereby created the office of assistant clerk of the inferior criminal court of Mobile county.

Section 2. That immediately after the passage of this act there shall be appointed by the clerk of the inferior criminal court of Mobile county by and with the consent of the judge of said court, expressed in writing and entered upon the minutes of said court, an assistant clerk, who shall hold office at the will of the clerk of the court, and who shall perform such duties as may be prescribed by the judge or clerk of said court. Said assistant clerk shall receive a salary of fifteen hundred dollars per annum, payable monthly out of the county treasury of Mobile county and said assistant clerk may be either a male or a female.

Section 3. That all laws and parts of laws in conflict with the provisions of this act shall be and are hereby repealed.

Was duly published in said newspaper once a week for four successive weeks beginning on July 3rd, 1919.

R. G. Rapier.

Subscribed and sworn to before me this 24th day of July, 1919.

Stephen O. Garlin,

Notary Public in and for Mobile County, State of Alabama.

My commission expires May 18th, 1921.

Also:

S. 438. To authorize and direct the board of revenue of Jefferson county, Alabama, to cause to be paid out of the county

treasury of Jefferson county, Alabama, stenographic fees incurred by the recess committee having under consideration local legislation for Jefferson county, Alabama.

(With notice and proof thereto attached and herewith exhibited as follows:)

Notice is hereby given that during the approaching sitting of the Legislature of Alabama a bill will be introduced reading substantially as follows:

A BILL

To be entitled an act to authorize and direct the board of revenue of Jefferson county, Alabama, to cause to be paid out of the county treasury of Jefferson county, Alabama, stenographic fees incurred by the recess committee having under consideration local legislation for Jefferson county, Alabama.

Be it enacted by the Legislature of Alabama:

1. The board of revenue of Jefferson county, Alabama, is authorized and directed to cause to be paid out of the county treasury of Jefferson county, Alabama, to William M. Lindsay, the sum of five hundred and sixty-nine dollars and forty-three cents (\$569.43), being stenographic fees incurred by the recess committee having under consideration local legislation, for Jefferson county, Alabama, in reporting the proceedings of said committee.

State of Alabama, }
County of Jefferson. }

Before me, the undersigned authority, in and for the county and State, aforesaid personally appeared George M. Howle, editor of the Weekly Call, a weekly newspaper published in said State and county, who, being by me first duly sworn deposes and says that the notice, a true copy of which is hereto attached was published in the Weekly Call, once a week for four (4) consecutive weeks, commencing on the 5th day of July, 1919.

Geo. M. Howle,
Editor of The Weekly Call.

Sworn to before me, and signed in my presence, this 26th day of July, 1919.

Charles B. Powell,
Notary Public.

Also:

S. 458. To alter or re-arrange the boundary lines of the city of Birmingham, Alabama, so as to exclude from the city of Birmingham certain territory now included in the corporate limits of said city of Birmingham.

(With notice and proof thereto attached and herewith exhibited as follows:)

NOTICE.

Notice is hereby given that a bill will be introduced for passage at the present session of the Legislature of the State of Alabama, the substance of which is as follows:

A bill to be entitled an act to alter or re-arrange the boundary lines of the city of Birmingham, Alabama, so as to exclude from the city of Birmingham:

ham certain territory now included in the corporate limits of said city of Birmingham.

Be it enacted by the Legislature of Alabama:

Section 1. That the boundaries of the city of Birmingham in the county of Jefferson, State of Alabama, be and the same are hereby altered and re-arranged so as to include within the corporate limits of said city all of the territory lying within the county of Jefferson included within the boundaries herein set out to-wit:

Begin at the southwest corner of section 6, township 18 south, range 2 west; thence in a northerly direction along the western boundary of said section to intersection with the northern boundary of right of way of the Birmingham Mineral Railroad; thence in a northeasterly direction along a straight line through the southwest quarter of southwest quarter of said section to a point in its northern boundary where the eastern boundary of an alley in block eight hundred and fifty-four (854) of the Birmingham Realty Company's survey intersects the northern boundary of said quarter-quarter section; thence in an easterly direction along said northern boundary to the northeast corner of said quarter-quarter section; thence in a southerly direction along the eastern boundary of said quarter-quarter section to intersection with the northern boundary of the right of way of the Birmingham Mineral Railroad; thence in a northeasterly direction along said northern boundary of said right of way to intersection with the eastern boundary of the west half of northeast quarter of section 27, township 17 south, range 2 west; thence in a northeasterly direction along a straight line to the center of section 12, township 17 south, range 2 west; thence in a northwesterly direction along a straight line to the southeast corner of the northeast quarter of southeast quarter of section 3, township 17 south, range 2 west; thence in a southwesterly direction along a straight line to point of intersection of the north and south center line of section 17, township 17 south, range 2 west with the northern boundary of right of way of the Birmingham Mineral Railroad; thence in a westerly direction along said northern boundary of said right of way to the western boundary of the east half of west half of section 18, township 17 south, range 2 west; thence in a northerly direction along said western boundary to the southeast corner of the northwest quarter of northwest quarter of said section 18; thence in a westerly direction along a straight line to the southeast corner of the northeast quarter of northwest quarter of section 15, township 17 south, range 3 west; thence in a southerly direction along the north and south center line of said section 15 to the southwest corner of the southwest quarter of southeast quarter of said section 15; thence in a westerly direction along the southern boundary of said section 15 to the southwest corner of the southeast quarter of southwest quarter of said section 15; thence in a southerly direction along the eastern boundary of the northwest quarter of northwest quarter of section 22, township 17 south, range 3 west, to the southeast corner thereof; thence in a westerly direction along the southern boundary of said quarter-quarter section to the southwest corner thereof; thence in a southerly direction along the western boundary of the southwest quarter of northwest quarter of said section 22 to the northeast corner of the south half of section 21, township 17 south, range 3 west; thence in a westerly direction along a straight line to the center of section 19, township 17 south, range 3 west; thence in a southerly direction along the north and south center lines of sections 19 and 30, township 17 south, range 3 west, to intersection with the west bound track of the Birmingham Mineral Railroad; thence in a southwesterly direction along the west side of the west bound track of said Birmingham Mineral Railroad to intersection with the southern boundary of section 36, township 17 south, range 4 west; thence in a

westerly direction along said southern boundary to the southwest corner of the southeast quarter of southwest quarter of said section 36; thence in a northerly direction along the eastern boundary of the southwest quarter of southwest quarter of said section 36 to the northeast corner thereof; thence in a westerly direction along a straight line to the southwest corner of the northeast quarter of southwest quarter of section 35, township 17 south, range 4 west; thence in a southerly direction along a straight line to the southwest corner of the southeast quarter of southwest quarter of section 2, township 18 south, range 4 west; thence in an easterly direction along the southern boundary of said section 2 to the southeast corner thereof; thence continuing in an easterly direction along the southern boundary of section 1, township 18 south, range 4 west, 186.71 feet to intersection with the southeast boundary of land of the Birmingham Southern Railroad Company; thence turning an angle of 57 degrees and 38 minutes to the left, 1570.83 feet in a northeasterly direction to the northern boundary of the southwest quarter of southwest quarter of said section 1; thence, turning an angle of 122 degrees and 29 minutes to the left, 26.08 feet in a westerly direction along said northern boundary; thence, turning an angle of 122 degrees and 29 minutes to the right, 1208.7 feet in a northeasterly direction; thence, turning an angle of 104 degrees and 55 minutes to the left, 5.22 feet in a northwesterly direction; thence, turning an angle of 104 degrees and 55 minutes to the right, 279.84 feet in a northeasterly direction; thence, turning an angle of 90 degrees to the right, 1.62 feet in a southeasterly direction along a straight line to intersection with the arc of a curve turning to the right in a northeasterly direction and having a radius of 936.37 feet, said arc of said curve being subtended by a chord 53.69 feet in length and said chord forming an angle of 85 degrees and 6 minutes to the left from said straight line; thence in a northeasterly direction along said arc of said curve 53.81 feet to intersection with a straight line, said straight line forming an angle of 85 degrees and 6 minutes to the right from said chord; thence in a southeasterly direction along said straight line 2102.58 feet; thence, turning an angle of 32 degrees and 28 minutes to the left, 361.21 feet in an easterly direction to intersection with the eastern boundary of the west half of southeast quarter of section 1, township 18 south, range 4 west; thence turning an angle of 89 degrees and 31 minutes to the right, 1502.95 feet in a southerly direction along said eastern boundary to the northeast corner of the west half of east half of section 12, township 18 south, range 4 west; thence continuing in a southerly direction along said eastern boundary of said half-half section to the southeast corner thereof; thence in an easterly direction along the southern boundary of section 12, township 18 south, range 4 west, and also along the southern boundaries of sections 7, 8, 9, 10 and 11, township 18 south, range 3 west, to intersection with the northwest boundary of right of way of the Birmingham Mineral Railroad; thence in a northeasterly direction along said northwest boundary of said right of way to intersection with the southern boundary of section 1, township 18 south, range 3 west; thence in an easterly direction along said southern boundary of said section 1 to point of beginning.

A. Clinton Decker.

July 9, 1919.

State of Alabama, }
Jefferson County. }

Personally appeared before me the undersigned a notary public in and for the said county and State, Clyde Ennis, to me personally known, who being first duly sworn deposeth and says: That he is the publisher of the Fairfield Outlook, a newspaper of general circulation published weekly in the city of Fairfield, Alabama, and that the attached notice relative to a pro-

posed change in the municipal boundary lines of the city of Birmingham, Alabama, was published in the said Fairfield Outlook on July 11th, 1919, and at weekly intervals for three consecutive weeks, viz.: July 18th, 1919, July 25th, 1919, and August 1st, 1919, and that the copy of the said notice relative to the said change in the boundary lines of the city of Birmingham attached hereto is a true and correct copy of same which appeared as published in the Fairfield Outlook as aforesaid, and that said publication was made without expense to the State of Alabama.

(Signed) Cyldé Ennis.

Sworn to and subscribed to before me this the 5th day of August, 1919.
(Seal)

(Signed) Arthur E. Eslinger,
Notary Public.

Also:

S. 459. To alter or re-arrange the boundary lines of the city of Fairfield, Alabama.

(With notice and proof thereto attached and herewith exhibited as follows:)

NOTICE.

Is hereby given that a bill will be introduced for passage at the present session of the Legislature of the State of Alabama, the substance of which is as follows:

A bill to be entitled an act to alter or re-arrange the boundary lines of the city of Fairfield, Alabama.

Be it enacted by the Legislature of Alabama:

Section 1. That the boundaries of the city of Fairfield in the county of Jefferson, State of Alabama, be and the same are hereby altered and re-arranged so as to include within the corporate limits of said city all of the territory lying within the county of Jefferson included within the boundaries herein set out, to-wit:

Begin at the northwest corner of section 12, township 18 south, range 4 west; thence in an easterly direction along the northern boundary of said section 12, 186.71 feet to intersection with the southeast boundary of land of the Birmingham Southern Railroad Company; thence, turning an angle of 57 degrees and 38 minutes to the left, 1570.83 feet in a northeasterly direction to the northern boundary of the southwest quarter of southwest quarter of section 1, township 18 south, range 4 west; thence, turning an angle of 122 degrees and 29 minutes to the left, 26.08 feet in a westerly direction along said northern boundary; thence, turning an angle of 122 degrees and 29 minutes to the right, 7208.7 feet in a northeasterly direction; thence, turning an angle of 104 degrees and 55 minutes to the left, 5.22 feet in a northwesterly direction; thence, turning an angle of 104 degrees and 55 minutes to the right, 279.84 feet in a northeasterly direction; thence, turning an angle of 90 degrees to the right, 1.62 feet in a southeasterly direction along a straight line to intersection with the arc of a curve turning to the right in a northeasterly direction and having a radius of 936.37 feet, said arc of said curve being subtended by a chord 53.69 feet in length and said chord forming an angle of 85 degrees and 6 minutes to the left from said straight line; thence in a northeasterly direction along said arc of said curve 53.81 feet to intersection with a straight line, said straight line forming an angle of 85 degrees and 6 minutes to the right from said chord; thence in a southeasterly direction along said straight line 2102.58 feet; thence, turning an angle of 32 degrees and 28 minutes to the left, 361.21 feet in an easterly direction to intersection with the eastern boundary of the west half of southeast quarter of said section 1; thence, turning an angle

of 89 degrees and 31 minutes to the right, 1502.95 feet in a southerly direction along said eastern boundary to the northeast corner of the west half of east half of said section 12; thence in a southerly direction along the eastern boundary of said half-half section to the southeast corner thereof; thence continuing in a southerly direction along the eastern boundary of the northwest quarter of northeast quarter of section 13, in said township and range, to the southeast corner thereof; thence in a westerly direction along the southern boundary of said quarter-quarter section and also along the southern boundary of the north half of northwest quarter of said section 13 to the southeast corner of the north-half of north half of section 14, in said township and range; thence in a westerly direction along the southern boundary of said north half of north half of said section 14, 3145.58 feet to intersection with the southeast boundary of right of way for the Possum Valley Public Road; thence, turning an angle of ~~196 degrees and 37 minutes~~ to the right, 611.9 feet in a northeasterly direction along said southeast boundary of said section 12; thence, of beginning of a straight line tangent ing to the left and having a radius of 1477.69 feet, said southeast boundary of said right of way being tangent to said arc of said curve, said arc of said curve being subtended by a central angle of 14 degrees and 40 minutes and having a tangent distance of 190.16 ft.; thence in a northeasterly direction along said arc of said curve 378.26 ft. to point of beginning of a straight line tangent to said arc; thence in a northeasterly direction along said straight line 293.04 feet to point of beginning of the arc of a curve turning to the right and having a radius of 1417.69 feet, said straight line being tangent to said arc of said curve, said arc of said curve being subtended by a central angle of 12 degrees and 58 minutes and having a tangent distance of 161.11 feet; thence in northeasterly direction along said arc of said curve 320.84 feet to point of beginning of a straight line tangent to said arc thence in a northeasterly direction along said straight line 1872.96 feet to point of beginning of the arc of a curve turning to the left and having a radius of 5744.63 feet, said straight line being tangent to said arc of said curve, said arc of said curve being subtended by a central angle of 3 degrees and 54 minutes and having a tangent distance of 195.61 feet; thence in a northeasterly direction along said arc of said curve 391.02 feet to point of beginning of the arc of a curve turning to said arc; thence in a northeasterly direction along said straight line 759.16 feet to intersection with the western boundary of said right of way to point turning an angle of 41 degrees and 16 minutes to the left, 3260.88 feet in a northerly direction along said western boundary to point of beginning.

A. Clinton Decker.

State of Alabama, }
Jefferson County. }

Personally appeared before me, the undersigned a notary public in and for the said county and State, Clyde W. Ennis to me personally known, who being first duly sworn, deposeth and says: That he is the publisher of the Fairfield Outlook, a newspaper of general circulation published weekly in the city of Fairfield, Alabama; that the attached notice relative to a proposed change in the municipal boundary lines of the said city of Fairfield, Alabama, was published in the Fairfield Outlook on July 11th, 1919, and at weekly intervals thereafter for three consecutive weeks, July 18th, 1919, July 25th, 1919 and August 1st, 1919, and further that the copy of the said notice relative to a proposed change in the boundary lines of the city of Fairfield is in all respects a true and correct copy of the notice that was published as aforesaid, and that said publication was made without expense to the State of Alabama.

(Signed) Clyde W. Ennis.

Sworn to and subscribed before me this the 5th day of August, 1919.

(Signed) Arthur G. Esslinger,
N. P.

Also:

S. 465. To amend section 4 of an act entitled, "An act for better construction, repairing, working and maintaining of the public roads and bridges in Sumter county," approved September 22nd, 1915.

(With notice and proof thereto attached and herewith exhibited as follows:)

NOTICE.

Notice is hereby given as provided by law that a bill will be introduced in the Legislature of Alabama, in substance as follows:

An act to amend section 4 of an act entitled "an act for better construction, repairing, working and maintaining of the public roads and bridges in Sumter county," approved September 22nd, 1915.

Be it enacted by the Legislature of Alabama, That section 4 of an act entitled an act for better construction, repairing, working and maintaining of the public roads and bridges in Sumter county, approved September 22nd, 1915, be amended so as to read as follows:

Section 4: Be it further enacted, that all male inhabitants of said county over the age of eighteen years and under the age of fifty-five years, except those exempt by general law, shall be required to work on the public roads of said county for ten days of ten hours each, in each calendar year; provided the board of revenue or court of county commissioners may accept a money compensation for those liable to road duty in lieu of the ten days labor, in such amount and payable at such times as said board of revenue or court of county commissioners may prescribe, which shall be paid to the agent of said board of revenue or court of county commissioners, and said money when so collected shall be paid into the road fund of the county.

The State of Alabama, }
Sumter County. }

Before me, T. V. White, a notary public in and for said State and county, personally appeared W. H. Lawrence, who being by me first duly sworn, deposes and says:

That he is the editor of the "Our Southern Home," a weekly newspaper published at Livingston, Sumter county, Alabama, that the attached notice of a bill proposed to be introduced in the Legislature of Alabama, was given by publication in said newspaper for four consecutive weeks, the dates of the publications containing said notice being as follows, viz.: July 2nd, 1919; July 9th, 1919; July 16th, 1919 and July 23rd, 1919; and that the attached notice is the exact notice which appeared and was published in said paper for said four consecutive weeks as above set forth.

W. H. Lawrence,
Editor "Our Southern Home."

Sworn to and subscribed before me this the 31st day of July, 1919.

T. V. White,
Notary Public.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:

Revision of Laws: S. 351.

Local Legislation: S. 423, S. 438, S. 458, S. 459.

Public Roads and Highways: S. 465.

CERTIFICATE OF THE CLERK.

To the House of Representatives:

I hereby certify that the bills mentioned below were delivered to the executive department on the dates and hours named and that I hold the receipts of the executive department for same:

Aug. 20, 1919, at 2:50 P. M.:

H. 469. To provide for the collection by the court of county revenues of Dallas county of a sum of money in lieu of road duty, to fix the amount thereof, and to set such times as the same shall be payable or shall be barred from payment.

Also:

H. 468. To authorize and empower the probate judge of Dallas county to issue interest bearing certificates or warrants in extension of certificates or warrants heretofore issued by the probate judge of Dallas county under authority of the court of county revenues or other law; to draft proper form of certificates or warrant, and to define the effect of such certificate or warrant.

Also:

H. 467. To authorize the court of county revenues of Dallas county to adopt a budget system in said county and such rules and regulations as may be necessary to carry same into effect, and for the proper government of said county, and confirming the action of said court in putting into effect a budget system for the years of 1918 and 1919.

Also:

H. 457. To provide a better system of road building and construction for the county of Marion.

Also:

H. 382. To repeal an act entitled "An act to provide for a better system of public roads for the county of DeKalb in this State," approved September 22, 1915.

Also:

H. 304. To abolish the office of the county treasurer of Perry county, and to provide for the court of county commissioners of Perry county, to contract annually with one or more

banks in the county of Perry to keep and be custodian of the county funds, requiring bank or banks to give bond as such custodian; said bank or banks to receive and disburse all county funds or warrants allowed by court of county commissioners on certificates from circuit clerk or of judge of county court, to require tax collector to pay all county moneys over to such bank or banks taking triplicate receipts therefor, requiring all other collecting or receiving county funds to pay same over to said bank or banks, making it unnecessary to have certificates of redemption to be countersigned, requiring probate judge to safely keep redemption money and pay same over to purchaser on surrender of purchasers certificate.

Also:

H. 55. To authorize and empower all cities of the State of Alabama having more than 100,000 population according to the last or any subsequent Federal census to condemn or acquire by purchase or otherwise a right of way, easement or other interest in land for the purpose of connecting private property with the sanitary or storm sewerage system of any such city, and to assess the cost of the acquisition of such right of way, easement or other interest in such land, and the cost of constructing such connection, against the property benefited thereby.

Also:

H. 389. To amend section two (2) of an act to authorize and require the county treasurer of Greene county, Alabama, to transfer all monies from the fine and forfeiture fund of said county into the general fund of said county, and to pay from said general fund all legal claims against said fine and forfeiture fund. Approved Aug. 16th, 1915.

Also:

H. 405. To further provide for the compensation of the probate judge of Lowndes county, Alabama, and to increase the amount now allowed to be earned, under the provisions of the law authorizing the payment of ex-officio fees.

Also:

H. 423. To repeal the charter of the town of Thompson, sometimes called Thompson Station, in the county of Bullock.

Also:

H. 456. To amend section 1 of an act to fix and regulate the fees of witnesses in criminal cases in the county court and circuit court of Marion county and before the grand jury of said county, and to provide for the payment thereof. Approved August 21, 1915. Relates to the fees of witnesses.

Also:

H. 466. To amend section 1 of an act entitled an act to amend sections 2 and 20 of an act entitled an act to establish a new charter for the town of Edwardsville, Cleburne county, approved February 18, 1897.

Also:

H. 482. To further regulate the public school system of the county of Mobile by establishing a board of school commissioners for Mobile county, of five members, in the place and stead of the board of school commissioners of Mobile county, as at present constituted; which new board of five members shall have the same title and exercise the same rights, powers, duties and privileges as are now had and exercised by the board of school commissioners of Mobile county as at present constituted; and, to that end, to abolish the board of school commissioners of Mobile county as now constituted.

Also:

H. 507. To provide for the payment of the fees of State's witnesses in criminal cases in Henry county, Alabama.

Fred H. Gormley,
Clerk.

BILLS ON THIRD READING.

S. 154. To designate a certain public road of the State of Alabama as a State trunk road and to provide the manner in which such road shall be located, improved and maintained.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker
Albright
Andrews
Arnold
Austin
Blunt
Bracken
Brindley
Calvert
Carnley
Christian
Christopher
Cliett
Cobbs
Dickson

Dodson
Edwards (Dallas)
Edwards (Pike)
Faulk
Gilbert
Graham (Autauga)
Graham (Clarke)
Griffin
Hall (Marion)
Hale
Hawkins
Holmes (Elmore)
Ingram
Jones (Escambia)
Johnson

Jordan
Lee (Perry)
Lewis
Long (Sumter)
Longshore
Lynne
Mathews (Clarke)
Milford
Mitchell
McDonald
McLeod
Parker
Peters
Pittman
Robertson

Ross
Russell
Seale
Shaw
Sherrod
Smith
Sparks
Stewart
Tompkins
Trammell
Van de Graff
Whorton
Williams
Wilson
Woodard

H. 471. For the relief of Rev. J. E. Deer, of Escambia county, Alabama.

Was read a third time at length and passed.

Yeas, 43; Nays, 15.

Yeas:

Messrs:			
Albright	Dunaway	Lynne	Russell
Allen	Ellis (Bullock)	Mathews (Clarke)	Shaw
Andrews	Fletcher	Milford	Sherrod
Blunt	Graham (Autauga)	Mitchell	Smith
Brindley	Hale	McDonald	Sparks
Carnley	Hawkins	Parker	Truss
Cliett	Howle	Peters	Van de Graff
Cobbs	Jones (Escambia)	Pittman	Waddell
Collins	Jones (Montgomery)	Preston	Wilson
Crump	Lee (Perry)	Robertson	Woodard
Dickson	Long (Sumter)	Ross	

—43

Nays:

Messrs:			
Alexander	Dodson	Graham (Clarke)	Stewart
Austin	Edwards (Pike)	Griffin	Trammell
Burks	Faulk	Hall (Marion)	Whorton
Clayton	Gilbert	Simpson	

H. 690. To amend an act entitled "An act to require the bodies of all dead animals to be burned or buried and to provide a penalty for the failure to do so," approved September 22, 1915.

Was read a third time at length and passed.

Yeas, 63; Nays, 0.

Yeas:

Messrs:			
Mr. Speaker	Cobbs	Johnson	Russell
Albright	Collins	Jordan	Shaw
Alexander	Dansby	Simpson	Lee (Perry)
Allen	Dickson	Long (Sumter)	Sherrod
Andrews	Dodson	Longshore	Simpson
Arnold	Dunaway	Lynne	Smith
Austin	Edwards (Pike)	Milford	Sparks
Benners	Ellis (Bullock)	Mitchell	Tompkins
Blunt	Ellis (Elmore)	Murphree	Trammell
Bracken	Faulk	McDonald	Van de Graff
Brindley	Graham (Autauga)	McLeod	Waddell
Burks	Graham (Clarke)	Parker	Whorton
Calvert	Howle	Pittman	Williams
Carnley	Ingram	Preston	Wilson
Clayton	Jones (Escambia)	Robertson	Woodard
Cliett	Jones (Montgomery)	Ross	

—63

S. 248 (with amendment). To amend section 6112 of the Code of 1907.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Revision of Laws, said amendment being as follows:

"Amend Senate bill 248 by striking therefrom the word "accidents" and inserting in lieu thereof the word "action."

And the amendment was adopted.

Yeas, 55; Nays, 0.

Yeas:

Messrs:

Alexander	Dickson	Johnson	Russell
Allen	Dodson	Lee (Perry)	Shaw
Andrews	Dunaway	Long (Butler)	Simpson
Arnold	Ellis (Bullock)	Longshore	Smith
Austin	Faulk	Lynne	Sparks
Benners	Gilbert	Mathews (Clarke)	Stewart
Blunt	Graham (Autauga)	Milford	Tompkins
Bracken	Graham (Clarke)	McDonald	Trammell
Brindley	Hall (Marion)	McLeod	Van de Graff
Burks	Hawkins	Parker	Waddell
Carnley	Howle	Peters	Whorton
Clayton	Ingram	Pittman	Wilson
Cliett	Jones (Escambia)	Robertson	Woodard
Collins	Jones (Montgomery)	Ross	

—55

And the bill:

S. 248. To amend section 6112 of the Code of 1907.

As amended, was read a third time at length and passed.

Yeas, 55; Nays, 0.

Yeas:

Messrs:

Alexander	Dickson	Johnson	Russell
Allen	Dodson	Lee (Perry)	Shaw
Andrews	Dunaway	Long (Butler)	Simpson
Arnold	Ellis (Bullock)	Longshore	Smith
Austin	Faulk	Lynne	Sparks
Benners	Gilbert	Mathews (Clarke)	Stewart
Blunt	Graham (Autauga)	Milford	Tompkins
Bracken	Graham (Clarke)	McDonald	Trammell
Brindley	Hall (Marion)	McLeod	Van de Graff
Burks	Hawkins	Parker	Waddell
Carnley	Howle	Peters	Whorton
Clayton	Ingram	Pittman	Wilson
Cliett	Jones (Escambia)	Robertson	Woodard
Collins	Jones (Montgomery)	Ross	

—55

H. 613 (with amendment). To regulate the traffic in seed cotton in the several counties of Alabama and to provide for penalties for violating the same.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Agriculture, said amendment being as follows:

"Section two amended so as to read a fee of ten dollars shall be paid."

And the amendment was adopted.

Yeas, 54; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Collins	Jordan	Preston
Albright	Dickson	Long (Butler)	Robertson
Alexander	Dodson	Long (Sumter)	Ross
Allen	Dunaway	Longshore	Russell
Arnold	Ellis (Bullock)	Lynne	Sherrod
Austin	Ellis (Elmore)	Mathews (Clarke)	Simpson
Benners	Faulk	Milford	Smith
Blunt	Graham (Autauga)	Mitchell	Sparks
Bracken	Graham (Clarke)	Murphree	Stewart
Brindley	Hale	McDonald	Tompkins
Burks	Hawkins	McLeod	Van de Graff
Carnley	Ingram	Parker	Wilson
Cliett	Jones (Escambia)	Pittman	Woodard
Cobbs	Johnson		

—54

ADJOURNMENT.

Pending the further consideration of the H. 613, on motion of Mr. Ross, the House adjourned until Friday, August 22nd, at 10 A. M.

THIRTY-EIGHTH DAY.

House of Representatives,
Friday, August 22, 1919.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Mr. Preston of the House.

ROLL CALL.

On a call of the roll of the House the following members answered to their names:

Messrs:			
Mr. Speaker	Dunaway	Jones (Montgomery)	Pittman
Adams	Edwards (Dallas)	Johnson	Preston
Albright	Edwards (Pike)	Lawson	Robertson
Alexander	Ellis (Bullock)	Lee (Butler)	Ross
Allen	Faulk	Lee (Perry)	Russell
Andrews	Fletcher	Lewis	Seale
Arnold	Gilbert	Long (Butler)	Shaw
Barganier	Graham (Autauga)	Long (Sumter)	Sherrod
Benners	Graham (Clarke)	Longshore	Simpson
Blunt	Griffin	Lynne	Smith
Bracken	Guy	Mathews (Clarke)	Sparks
Brindley	Hall (Henry)	Matthews (Wilcox)	Stewart
Calvert	Hall (Marion)	Milford	Stoddard
Carnley	Hale	Mitchell	Tompkins
Christian	Hardaway	Murphree	Trammell
Clayton	Hare	McDonald	Truss
Cliett	Harrison	McLeod	Tunstall
Cobbs	Hawkins	Oakley	Van de Graff
Collins	Hollis	Oliver	Waddell
Crump	Holmes (Baldwin)	Orr	Whorton
Dansby	Howle	Parker	Williams
Deese	Ingram	Partridge	Wilson
Dickson	Jones (Escambia)	Peters	Woodard
Dodson			

—93

A quorum was present:

REPORT OF COMMITTEE ON THE REVISION OF THE JOURNAL.

Mr. Speaker:

We, your Committee on the Revision of the Journal, beg leave to report that we have examined the Journal of the thirty-seventh day, and find the same to be correct.

W. H. Shaw,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the thirty-seventh day was approved.

RESOLUTIONS.

The following resolutions were introduced:

By Mr. Andrews:

H. B. 152. Resolved, that House bill 404 relating to sanitary or storm water sewers be made a special, continuing, paramount order for the thirty-ninth legislative day.

And the resolution was adopted.

By Mr. Lynne:

H. R. 153. Resolved, that H. bill No. 844 be set as a special, continuing and paramount order for the thirty-ninth legislative day, immediately after the disposition of the special orders now on the calendar.

And the resolution was adopted.

By Mr. Merritt:

H. R. 154. Be it resolved by the House, that H. bill No. 332, known as the child labor bill, be made a special, paramount, continuing order for the fortieth legislative day, immediately after the disposal of the special orders already made for that day.

And the resolution was referred to the Rules Committee.

By Mr. Preston:

H. R. 155. Relating to fixing the time of opening the morning and evening sessions of the House.

Whereas, there remain but thirteen legislative days in which this Legislature of 1919 may enact laws, and

Whereas, but five days remain in which bills carrying appropriations may be enacted into laws, and

Whereas, there are several important measures now pending before this Legislature demanding immediate enactment of said measures into laws, and

Whereas, much valuable time is rapidly speeding away, and

Whereas, we believe it is the sense of this Legislature to use the passing time in the interest of the people whom we represent:

Therefore, be it resolved by the members of this House, that they assemble for work at 9:00 A. M., morning session, and re-assemble for work at afternoon session, at 2:00 o'clock P. M.

And the resolution was referred to the Rules Committee.

By Mr. Harrison:

H. J. R. 156. Be it resolved by the House of Representatives, the Senate concurring, that there shall be and there is hereby

proposed an amendment to the Constitution of the State of Alabama for the purpose of amending section 93 by adding thereto and at the conclusion thereof the following words: "For the purpose of providing compensation to workmen and their dependents for death, injuries or occupational disease, occasioned in the course of such workmen's employment, laws may be passed establishing a State fund to be created by compulsory contribution thereto by employers, and administered by the State, determining the terms and conditions upon which payment shall be ~~made therefrom.~~ and taking away any and all rights of action or defenses from employees and employers. Laws may be passed establishing a board which may be empowered to classify all occupations according to their degree of hazard, to fix rates of contribution to such fund according to such classification, and to collect, administer, and distribute such fund, and to determine all rights of claimants thereto.

And the resolution was referred to the Judiciary Committee.

By Mr. Long of Sumter:

H. R. 157. Resolved by the House of Representatives, that Senate bill No. 26 be made a special, paramount, continuing order for forty-fourth legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Ross:

H. R. 158. Resolved, that House bill No. 742 be and the same is hereby set as the special, paramount, continuing order of business immediately after the call of roll of counties for the introduction of bills on the fortieth legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Whorton:

H. R. 159. Resolved by the House, that House bill No. 306 providing for the collection of an inheritance tax, be made a special, paramount order for the forty-first legislative day, until disposed of.

And the resolution was referred to the Rules Committee.

By Mr. Arnold:

H. R. 160. Resolved, that H. 700 relating to repair of motor vehicles, etc., special, continuing, paramount order for forty-second legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Arnold:

H. R. 161. Resolved, that H. 611 relating to disposition of

money to which minors are entitled be made a special, continuing, paramount order for forty-first legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Arnold:

H. R. 162. Resolved, that House bill 512 relating to elections, be made a special, continuing, paramount order for the fortieth legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Arnold:

H. R. 163. Resolved, that H. 656 be made special, continuing, paramount order for fortieth legislative day.

And the resolution was referred to the Rules Committee.

REPORT OF STANDING COMMITTEE.

Mr. Shaw, acting chairman of the Standing Committee on Rules, reported that said committee, in session, had acted on the following resolutions and ordered the same returned to the House with a favorable report:

By Mr. Stoddard:

H. R. 138. Resolved, that House bill No. 724 be made a special, paramount and continuing order for the thirty-ninth legislative day, immediately after the disposition of the special orders heretofore set for that day.

And the resolution was adopted.

By Mr. Cobbs:

H. 151. Resolved, that House bill No. 543, as to primary elections, be made a special, continuing order for the thirty-ninth legislative day.

And the resolution was adopted.

By Mr. Jones of Escambia:

H. R. 140. Resolved, by the House of Representatives, that the good roads House bill No. 435 with a favorable report on the calendar at page 54,—being a bill entitled an act, etc., to amend the Constitution for the purpose of enabling the several counties to maintain and construct the necessary county lateral roads in conjunction with the State roads, by Jones of Escambia, be made a special order:—That the consideration of said bill be made a special order of business for consideration on the next legislative day, so that the State road bills and other good road bills set for consideration on said day may all be considered at the same time,

said House bill No. 435 being intended as a companion bill of the State highway bond issue bill.

And the resolution was adopted.

By Mr. Tompkins:

H. R. 142. Resolved, that Senate bill No. 216 be made a special, paramount and continuing order for the thirty-ninth legislative day, immediately after the disposition of the special orders heretofore set for that day.

And the resolution was adopted.

By Mr. Dansby:

H. R. 135. Resolved, by the House, that House bill No. 465, entitled an act, "To amend an act to provide for the registration of electors," be made a paramount continuing order for the thirty-ninth legislative day.

And the resolution was adopted.

By Mr. Dansby:

H. R. 136. Resolved, by the House, that House bill No. 692, providing for the annexation of certain counties in West Florida to the State of Alabama, be made a paramount continuing order for the forty-first legislative day, immediately after the report of standing committees.

And the resolution was adopted.

By Mr. Cobbs:

H. R. 150. Resolved, that House bill No. 615, as to primary elections, be made a special, continuing order for the thirty-ninth legislative day.

And the resolution was adopted.

By Mr. Hawkins:

H. R. 147. Resolved, that Senate bill number 295 be made a special, paramount and continuing order by the House for the fortieth legislative day.

And the resolution was adopted.

By Mr. Orr:

H. R. 143. Whereas, the governor of Alabama has this day transmitted a special message to this Legislature urging the importance of the speedy enactment of legislation that will suppress profiteering in the State of Alabama and co-operate with the Federal government in its campaign against such pernicious practices and

Whereas, House bill No. 752 now on the calendar for passage has for its purpose the suppression of profiteering in the State of Alabama.

Now therefore, be it resolved by the House, that said House bill No. 752 be made a special, continuing, paramount order for the forty-first legislative day, until disposed of.

And the resolution was adopted.

By Mr. Murphree:

H. R. 139. Be it resolved, that Senate bills 398, 399 and 400, in the order above set forth, be made a special, paramount, continuing order for the thirty-ninth legislative day.

And the resolution was adopted.

By Mr. Dansby:

H. R. 137. Resolved, by the House, that House bills 426, 432, 433, 434, 452, 453, 475 and 567 be made a paramount, continuing order for the thirty-ninth legislative day, immediately after the report of standing committees, in the order named.

And the resolution was adopted.

By Mr. Jones of Montgomery:

H. R. 144. Relative to the endorsement of the history of the 167th U. S. Infantry.

Was returned to the House by the Rules Committee with an adverse report.

BILLS REPORTED FAVORABLY.

Mr. Arnold, chairman of the Standing Committee on Public Roads and Highways, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 801. To amend section 1 of an act entitled an act to designate certain public roads in the State of Alabama as State trunk roads and provide the manner in which such roads shall be located, improved and maintained, approved September 10th, 1915.

S. 311. To provide ways and means for the State highway department of Alabama to accept automobile trucks, road equipment and road materials from the United States government, and to pay freight, loading, unloading, moving, housing and such other expenses as may be necessary in receiving and caring for such equipment and materials; and to appropriate \$40,000.00 out of any funds in the State treasury not otherwise appropriated, or so much thereof as may be necessary to defray such expenses, such funds to be returned by the State highway department to the State treasury out of any funds that may accrue to said State highway department out of any appropriation or laws raising revenue for the use and benefit of said department for the construction and maintenance of State highways.

S. 448. To create a county highway commission for Cherokee county, Alabama, to be known as the Cherokee county highway commission, and to provide for the appointment thereof by the governor; to invest it with full, complete and unlimited jurisdiction over the public roads, bridges and ferries in Cherokee county; to prescribe and define its powers and duties as such highway commission, and to repeal all laws and parts of laws in conflict therewith. To abolish free labor on the public roads in Cherokee county, and in lieu thereof, assess public road duties on those **required to perform free labor on the public roads.** To authorize the commission to take charge of **all the public road tools and machinery** belonging to the county, and to receive all the funds now provided by the county for the use of the public roads, bridges and ferries therein; and, in addition thereto, to levy and collect special privilege license taxes for the construction and maintenance of the public roads, bridges and ferries in the county. To authorize and empower the commission to exercise all the legislative, judicial and executive authority over the public roads, bridges and ferries conferred by law on the court of county commissioners. To fix penalties for the violations of any of the provisions of this act, and for the violations of any of the rules, or legislative acts of the commission.

H. 867. To establish a trunk highway beginning at Cullman, Cullman county, and running to Commercial, Walker county, Ala.

H. 880. To provide for the construction, maintenance and control of the public roads and bridges of all counties in the State of Alabama having a population of not less than 27,155, and not more than 27,200, by the last or any subsequent Federal census; to further define the duties of the courts of county commissioners, or like governing bodies, of all such counties; to provide for the levy and collection of a per capita road tax in commutation of road duty; and to regulate the performance of road duty in such counties by the citizens thereof.

S. 420. To exempt from service on the public roads and streets of any incorporated city or town all persons who served the United States in the army, navy, or marine service in the war with Germany.

S. 229. To amend section one of an act entitled "An act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained," approved Sept. 10th, 1915.

S. 416. To designate a certain public road of Alabama as a State trunk road, and to provide the manner in which said road shall be improved and maintained.

S. 267. To amend section 1 of an act entitled an act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained, approved September 10, 1915.

S. 417. To designate a certain public road of Alabama as a State trunk road.

S. 390. To designate a certain public road of the State of Alabama as a State trunk road and to provide the manner in which such road shall be located, improved and maintained.

S. 408. To amend section 13 of an act entitled an act to provide for the better construction, repairing, working and maintaining of public roads and bridges in Talladega county, Alabama, approved March 15, 1911, and to amend said section 13 of said act as amended by act of the Legislature approved July 17, 1915, so as to make the same read as follows, to-wit:

S. 465. To amend section 4 of an act entitled "An act for better construction, repairing, working and maintaining of the public roads and bridges in Sumter county," approved September 22nd, 1915.

Mr. Arnold, chairman of the Standing Committee on Public Roads and Highways, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with amendment:

S. 454 (with amendment). To amend section 1 of an act entitled "An act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained, approved September 10th, 1915."

Mr. McLeod, chairman of the Standing Committee on Public Health, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with substitute:

H. 583 (with substitute). To revise and improve the public health laws of Alabama by amending article 1 of chapter 22 of the Code of Alabama of 1907 and sections 1632 and 1636 of said Code.

Mr. McLeod, chairman of the Standing Committee on Public Health, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report:

S. 380. To provide for the issuance of certificates or licenses to persons who have practiced dentistry or dental surgery in the

State of Alabama for twenty years or more, and to fix the fee for issuing same.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report:

S. 412. To amend Sec. 4 of "An act to fix the compensation of circuit judges, circuit solicitors, and assistant solicitors in all circuits of the State of Alabama which circuits are composed of only one county and having two or more judges, or which circuits may hereafter have two or more judges, and to provide that a portion of such salaries be paid out of the county treasury of the counties constituting the respective circuits."

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 855. To create the department of examiners of accounts, to prescribe its powers, duties and functions, provide for the appointment of a chief examiner and assistant examiners, to regulate the duties and compensation of such officials, and to provide clerical help for said department.

H. 890. To fix the salary of deputy solicitors serving in counties having a population of not less than 26,940 nor more than 27,000 according to the last preceding Federal census.

H. 860. To create the office of county solicitor in all counties having a population of not less than eighteen thousand one hundred and twenty-five and not more than eighteen thousand nine hundred according to the Federal census of 1910, and to provide for the election of such solicitor by the qualified electors of such counties and prescribe his qualifications and duties and fix his compensation.

H. 858. To require clerks of all courts to keep cash books.

H. 856. To require in each county the probate judge or clerk of the board of revenue keeping the minutes of the court of county commissioners or board of revenue, as the case may be, and the county treasurer or, where that office is abolished, the custodian of the county funds, to make and publish an annual statement of the financial condition of the county, and to file a copy thereof with the State auditor, showing the financial condition of the county, including the assessed valuation of its property, the amount of the constitutional limit of its indebtedness, and the rate of taxes levied general and special.

H. 853. To amend an act entitled an act, "To ratify, confirm and validate the census of the cities and towns in the State of Alabama, of seven (7,000) thousand inhabitants and less, where the same has been taken as provided by the Code of Alabama, of 1907, and the report of the same filed in the office of the secretary of State." Approved April 4th, 1911.

H. 844. To define trusts, and to provide for criminal penalties and punishment of corporations, firms and persons, and to promote free competition in commerce and all classes of business, both intrastate business and interstate business, engaged in and carried on by or through any corporation, firm or person.

H. 813. To amend section 7000 of the Code of Alabama, 1907.

H. 627. To repeal section 1523 of the Code of Alabama of 1907, as amended by an act approved August 31, 1909.

H. 823. To amend section 1260 of the Code of Alabama for 1907.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with substitute:

H. 691 (with substitute). To amend section 1 of an act to amend sections 3264 and 3265 and repeal section 6647 of the Code approved September 22, 1915.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

S. 231. To provide for a judge of the county court, fix his compensation, provide for a clerk of such court and fix his compensation, and also fix the compensation of the sheriff for services in such court in all counties having a population of more than 37,900 and less than 38,000 according to the Federal census of 1910 and to provide for the payment of the same.

S. 190. To submit to the qualified electors of the State at the general election to be held in November, 1920, for their consideration, an amendment to the Constitution for the purpose of authorizing the several counties of the State to levy and collect a special road, bridge and ferry tax not exceeding twenty-five cents on each one hundred dollars worth of taxable property in such counties in addition to that now authorized or that may hereafter be authorized for the erection, construction or maintenance of the necessary public roads, bridges or ferries and in addition to that now authorized under section 215 of article XI of the Con-

stitution, and also for the purpose of authorizing the several road districts of any county which may now exist or which may hereafter be created by the courts of county commissioners or boards of revenue, or like governing bodies, to levy and collect a special district tax, not exceeding twenty-five cents on each one hundred dollars worth of taxable property in such district for public roads, bridges and ferry purposes in addition to the special tax herein authorized for counties, under such regulations as the Legislature may have prescribed or may hereafter prescribe.

S. 266. To amend section 2 of an act to regulate and prescribe the manner of giving notice of any and all proceedings in the courts to non-residents of the State and county in which proceedings are pending, approved September 18, 1915.

S. 343. To fix the compensation of county and deputy solicitors serving in counties having a population of not less than 37,000 nor more than 37,500, according to the last preceding Federal census."

S. 370. To amend section 5877 of the civil code of Alabama.

S. 334. To provide for the registration and lien of judgments for the payment of money in all courts of the State of Alabama which are not courts of record.

S. 310. To fix the salary of the judge of probate of Montgomery county, Alabama, and allowance for clerical help and other expenses in said office, and to provide for payment thereof.

Mr. Brindley, chairman of the Standing Committee on Municipal Organizations, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 888. To encourage the development and improvement of large tracts of land now remaining idle and undeveloped and which has been bought up, owned and monopolized for speculative purposes by persons, corporations, nonresidents and aliens and in order to discourage the speculation or monopoly of land ownership in Alabama. And to better provide for the revenues of the State.

H. 835. To authorize the commissioners or other governing authorities in all cities of the State of Alabama which have a population of as many as twenty-five thousand and less than fifty thousand people, according to the last Federal census, or which shall hereafter have such population according to any Federal census that may be taken hereafter, to make contributions or expenditures to civic or commercial organizations located in such cities where such expenditure or contribution is for the purpose of advancing the best interests of such cities.

H. 693. To abolish the town of Hollins, a municipal corporation, in Clay county, Alabama, and to dissolve the incorporation thereof, and to provide for the disposition of the records of said town.

H. 646. To close, vacate and annul the alley which runs from Winkler avenue, eastward through Block F, according to the map and survey of the South Highlands Land Company, recorded in the office of the judge of probate of Jefferson county, in map book seven, at page three.

Mr. Andrews, chairman of the Standing Committee on Banking and Insurance, reported that said committee, in session, had acted on the following bills and ordered the same reported to the House with a favorable report:

S. 302. To authorize solvent banks to voluntarily liquidate and to provide the method.

H. 721. To organize and regulate county mutual fire insurance companies.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 295. To amend section 11 and section 12 of an act entitled "An act to prescribe the qualifications of jurors and regulate the selection, drawing and summoning of jurors, and prescribe the qualifications and provide for the appointment of jury commissioners and clerks of such commissions and regulate the empanelling of grand and petit juries in all the courts of this State," approved August 31st, 1909.

H. 746. To require notary publics to note on each certificate of acknowledgement made by them the date when their commission expires.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with substitute:

H. 346 (with substitute). To amend section 4032 of the Code.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report:

H. 544. For the further and proper protection of pedestrians and to provide for actions and for penalties for violation of the rights hereby given them.

H. 848. To detach the counties of Greene, Pickens and Sumter from the sixth judicial circuit, and attach said counties to the Marengo circuit; and fix the time for holding court in said counties, and to designate said circuit the 18th judicial circuit.

H. 806. To authorize the court of county commissioners, the board of revenue and road commissioners, or like body, in each county in this State to provide telephones and postage for the ~~offices of clerks and registers of the circuit court, the office of~~ the sheriff, and the office of the jailer and judge of probate, in their respective counties.

H. 784. To submit to the qualified electors of the State, at the general election to be held in Nov. 1920, for their consideration, an amendment to the Constitution for the purpose of authorizing the several counties of the State to levy and collect a special road tax, not exceeding fifty cents, on each one hundred dollars worth of taxable property in such counties, under such regulations as the Legislature may have prescribed or may hereafter prescribe.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 843. Relating to cold storage and refrigerating warehouses and places, and the sale or disposition of the food kept or preserved therein.

Mr. Lynne, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

S. 387. To legalize and validate bonds issued, and authorized by election to be issued, by cities having a population of less than six thousand inhabitants.

S. 438. To authorize and direct the board of revenue of Jefferson county, Alabama, to cause to be paid out of the county treasury of Jefferson county, Alabama, stenographic fees incurred by the recess committee having under consideration local legislation for Jefferson county, Alabama.

S. 423. To amend an act entitled an act "To create the office of assistant clerk of the inferior criminal court of Mobile county, prescribe his or her duties, fix his or her salary and provide for

the method of selection for said office," approved February 15th, 1919.

S. 459. To alter or re-arrange the boundary lines of the city of Fairfield, Alabama.

S. 458. To alter or re-arrange the boundary lines of the city of Birmingham, Alabama, so as to exclude from the city of Birmingham certain territory now included in the corporate limits of said city of Birmingham.

Mr. Lynne, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with amendment:

S. 443 (with amendment). To amend sections 2 and 3 of an act entitled "An act to establish a board of revenue for Shelby county, and to abolish the court of county commissioners thereof," passed at the session of 1911, being in Local Acts of Alabama, page 154, said amendment making the president and members of said board elective by the qualified voters of said county, and fixing the term of office of said president and members of said board and the time of their election and providing that in case of a vacancy in the office of president or a member of said board, the vacancy shall be filled by election by a majority of the members of the board, for the unexpired term; and providing further that the president and members of the board now holding office shall hold their said office until their successors are elected and qualified under the provisions of this act.

Mr. Lynne, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 667. To provide for establishing and holding circuit court at Haleyville, Winston county, Alabama; to fix the jurisdiction thereof, to regulate proceedings therein; to provide officers and juries, both grand and petit, for holding said court and for the transaction of the business thereof, and to regulate their duties; to provide for a register and deputy register, or clerk, for the equity side of said court and to prescribe and regulate their duties.

H. 832. To authorize and direct the sheriff of Marengo county to employ a janitor to keep the courthouse and grounds of said county in a cleanly and sanitary condition; and to authorize and direct the county depository of county funds, or other authority disbursing the funds of said county to pay the monthly sal-

ary of said janitor on warrants issued therefor by the probate judge of said county.

H. 822. That the county treasurer or custodian of funds be authorized and directed to transfer all monies to the credit of the special jail fund to the credit of the general fund.

S. 434. To establish a board of revenue for Russell county, to provide for the appointment and election of the members thereof and prescribe their duties and powers, to provide for a president of said board and fix his duties and powers; and fix their compensation; to ~~divide the county of Russell~~ into five (5) boards of revenue districts, and abolish the court of county commissioners, and to repeal all conflicting laws, general, local and special.

H. 827. To vacate the dedication of all streets, avenues, and alleys, public highways and public passage ways, into, through, over, on, or across the following described property, situated in the city of Birmingham, and State of Alabama: Beginning at the southeast (SE) corner of Thirty-second (32nd) street and First (1st) avenue, north; thence running southwardly along said street four hundred and fifteen (415) feet to the common railroad right of way, that is, a line running parallel with and eighty-five (85) feet northward of the center of the Alabama Great Southern Railroad; thence eastward along said right of way about thirty-four hundred (3,400) feet to the limits of the property formerly belonging to the Elyton Land Company, that is, the east side of section thirty (30), township seventeen (17), range two (2) west; thence north along the said section line about three hundred feet more or less to a point one hundred and eighty-eight (188) feet south of the center of the east side of said section thirty (30); thence west three hundred and eighty (380) feet to the south side of said First (1st) avenue; thence westward along the said avenue about thirty-two hundred and fifteen (3,215) feet to the point of beginning; and also a right of way which lies east of Thirty-second (32nd) street, and which is more particularly described as follows, to-wit, a strip of land twenty-five hundred and ten (2,510) feet in length and eleven (11) feet in width, off of what here heretofore been known and designated as the common railroad right of way, said strip of land lying immediately along side and south of the Mary Pratt property, hereinabove described, and off of the north side of said common railroad right of way hereinabove mentioned, and more particularly described as follows: Beginning at the southwest (SW) corner of the Mary Pratt property hereinabove described at a point on Thirty-second (32nd) street four hundred and fif-

teen (415) feet in a southerly direction from the junction of First (1st) avenue and Thirty-second (32nd) street; thence running in an easterly direction twenty-five hundred and ten (2,510) feet; thence at a right angle in a southerly direction eleven feet; thence in a westerly direction twenty-five hundred and ten (2,510) feet; thence in a northerly direction eleven (11) feet to the point of beginning.

H. 851. To dispose of the fine and forfeiture fund in Conecuh county, Alabama, and to provide for the payment of all claims which are by law a charge against said fund.

H. 852. To authorize the commissioners' court of Conecuh county, Alabama, to pay out of the general fund of said county to the tax assessor of said county, the sum of six hundred dollars per annum for extra assistance in his said office.

H. 864. To create the office of county treasurer for Crenshaw county, Alabama; to provide for his election and the filling of vacancies; to provide for his appointment by the governor; to prescribe his duties and fix his compensation; to fix the date that this act shall become operative and to repeal conflicting laws.

H. 865. To regulate the fine and forfeiture fund of Crenshaw county.

H. 866. To provide for the election of members of the commissioners court of Chenshaw county, and to fix their term of office.

H. 875. To authorize and empower the county of Marengo to issue its bonds, bearing interest at the rate of six per centum per annum, for the purpose of refunding its indebtedness, existing at the date of the approval of this act; to sell the same at not less than their face value; to regulate their issuance and sale, and to repeal all laws in conflict with this act, in so far as the said county is concerned.

H. 899. To amend section one of an act entitled an act to establish a charter for the town of Gordo, Pickens county, approved December 7th, 1900.

H. 665. To establish a county court for Morgan county; to define its jurisdiction and powers; to provide for its officers, their powers, duties and compensation; to provide that the said court shall be open at all times for the trial of cases and transaction of business; prescribing rules and procedure of said court; and to provide for the transfer of certain causes now or hereafter pending in the circuit court of Morgan county to the Morgan county court.

H. 874. To divide the county of Marengo into four commissioners' court districts; to provide for the election of one quali-

fied elector residing in said district as county commissioner from said district, by the qualified electors of the entire county of Marengo.

The above and foregoing bills were severally read a second time and placed on the calendar.

BILLS REPORTED ADVERSELY.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with an adverse report:

H. 653. To regulate the practice and procedure on appeal.

H. 663. To amend section six hundred thirty-seven (637) of the Code of Alabama.

H. 648. To require railroads in this State to protect and safeguard human life by requiring the erection of signal bells at all public road crossings and to provide for enforcement of same.

H. 516. To amend section 32 of the act approved August 31, 1919, entitled "An act to prescribe the qualifications of jurors and regulate the selection, drawing and summoning of jurors, and prescribe the qualifications and provide for the appointment of jury commissioners and clerks of such commissions and regulate the empanelling of grand and petit juries in all the courts of this State.

H. 536. To confer upon justices of the peace, and officers exercising the powers of justices of the peace in this State, concurrent jurisdiction with circuit and county courts in certain misdemeanors.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with an adverse report:

S. 186. To amend section 3713 of the Code of Alabama of 1907.

H. 830. To amend section 3811 of the Code of Alabama, 1907.

H. 829. To bar the foreclosure of mortgages ten years after the date of the last maturity date thereof unless renewed of record.

H. 811. To designate the register in chancery of all counties having a population of not less than 36,000 and not more than 37,000, as acting treasury of their respective county, where the commissioners court, county board of revenue or like governing body, fails, neglects or refuses to designate any bank in said

county as a repository of county funds as now provided by law; to fix the salary to be paid such register in chancery for his services as acting county treasurer and to provide for the payment of the same.

H. 810. To provide for and regulate the trial of all persons who may be indicted for murder in either degree, after such persons have been tried and found guilty of a lesser crime than that specifically charged in the indictment and have appealed their cases to the supreme court of Alabama, or to the court of appeals of Alabama, and said cases have been reversed and remanded in said appellate court for errors committed on the trial of such persons.

H. 666. To legalize and validate bonds issued, and authorized by election to be issued, by cities having a population of less than six thousand inhabitants.

H. 589. To amend section 7417 of the criminal code of Alabama, 1907, so as to provide for the exemptions of the uniform rank of the Woodmen of the World with the other orders named therein from the provisions of such section.

S. 316. To declare the force and effect of judgments and decrees of courts of record, insofar as they relate to matters of special or limited jurisdiction.

S. 258. To authorize the equity courts in this State to correct errors in the description of lands sold by any decree of the equity courts in this State.

H. 883. To amend section 6650 of the Code of 1907.

H. 857. To amend section 5877 of the Code of Alabama, 1907.

Mr. Brindley, chairman of the Standing Committee on Municipal Organizations, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with an adverse report:

H. 654. To authorize and empower cities and towns of the State of Alabama having any streets paved with other material than macadam, when deemed necessary by the governing bodies of such cities and towns, to resurface or add to the surface of such paving without removing the entire wearing surface of the existing pavement; and to assess the cost thereof against the abutting property.

Mr. Andrews, chairman of the Standing Committee on Banking and Insurance, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with an adverse report:

H. 386. To regulate and require the licensing of agents, special agents, solicitors and brokers for insurance in the State of

Alabama; to regulate the execution and delivery of policies of insurance, and the commissions to be paid thereon; fixing penalties, and repealing conflicting laws.

Mr. Arnold, chairman of the Standing Committee on Public Roads and Highways, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with an adverse report:

H. 800. To prescribe that persons subject to road duty, or to be summoned to work the public roads of this State, shall be not less than twenty-one nor more than forty-five years of age.

Mr. McLeod, chairman of the Standing Committee on Public Health, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with an adverse report:

By Mr. Dickson:

H. 106. To create and establish a State health system for the State of Alabama; to provide for the selection of boards of health, health officers, and the subordinate organizations necessary for carrying same into effect; to prescribe the duties and powers of said boards of health and health officers; to provide regulations for the preservation, maintenance, promulgation and enforcement of health regulations and laws; and to provide appropriations for same.

INTRODUCTION OF BILLS.

On a call of counties bills were introduced, severally read one time and referred to appropriate standing committees as follows:
By Mr. Stewart:

H. 902. To provide that in all counties having a population of not less than 22,750, and not more than 23,000 by the last preceding Federal census, or any subsequent census, the clerk of the circuit court shall be ex-officio clerk of the county court of such counties.

Revision of Laws.

By Mr. Stewart (with notice and proof):

H. 903. For the relief of Robert Thrasher.

Ways, Means and Appropriations.

Notice and Proof H. 903:

NOTICE.

Notice is hereby given that application will be made to the present session of the Legislature of Alabama for the passage of a law to ratify and confirm all the acts of Robert Thrasher while acting as ex-officio clerk of the county court of Bibb county, Ala., and to relieve him from all liability

for fees collected by him while acting as clerk of the county court of Bibb county, Ala.

The State of Alabama, {
Bibb County. }

Before me, E. M. Bishop, a notary public, in and for said State and county, personally appeared C. E. Allen, who being by me first duly sworn, deposes and says: That he is editor and publisher of the Blocton Enterprise, a newspaper published in Bibb county, Alabama, and that the attached notice, marked Exhibit A, was published in the Blocton Enterprise for four successive weeks, as follows: July 24th, 1919; July 31st, 1919; Aug. 7th, 1919, and August 14th, 1919.

C. E. Allen.

Sworn to and subscribed before me, this August 15th, 1919.

E. M. Bishop,
Notary Public.

By Mr. Stewart (with notice and proof) :

H. 904. For the relief of J. S. Ward and R. H. Wood.

Ways, Means and Appropriations.

Notice and Proof H. 904:

NOTICE.

Notice is hereby given that application will be made to the present session of the Legislature of Alabama to pass a law relieving J. S. Ward from all liability for all fees or compensation received by him for services rendered in cases disposed of in the county court of Bibb county, Ala., while sheriff of said county.

Also to relieve R. H. Wood, sheriff, from all liability for fees or compensation received by him for services rendered as sheriff in cases disposed of in the county court of Bibb county, Ala.

The State of Alabama, {
Bibb County. }

Before me, E. M. Bishop, a notary public, in and for said State and county, personally appeared C. E. Allen, who being by me first duly sworn, deposes and says: That he is editor and publisher of the Blocton Enterprise, a newspaper published in Bibb county, Alabama, and that the attached notice, marked Exhibit A was published in the Blocton Enterprise for four successive weeks, as follows: July 24th, 1919; July 31st, 1919; Aug. 7th, 1919, and August 14th, 1919.

C. E. Allen.

Sworn to and subscribed before me, this August 15th, 1919.

E. M. Bishop,
Notary Public.

By Mr. Stewart:

H. 905. To provide that in all counties having a population of not less than 22,750 and not more than 23,000, according to the last preceding Federal census, or any subsequent Federal census, the informer shall receive one-half of the fine in all cases of conviction for violation of the prohibition law and to provide for the payment of same in such counties.

Temperance.

By Mr. Dansby:

H. 906. To regulate costs, charges and fees in trials before the county courts, and other courts of like jurisdiction, and to provide for the collection thereof; to fix the salaries of judges of the county courts and to provide for their payment; to provide for clerks of the county court and to regulate their compensation.
Judiciary.

By Mr. Dansby:

H. 907. To amend section 5869 of the Code of 1907.

Judiciary.

By Mr. Dansby:

H. 908. To repeal sections 6655 and 6656 of the Code of Alabama of 1907.

Judiciary.

By Mr. Dansby:

H. 909. To repeal an act entitled an act to require all the fees collected by sections 6655 and 6656 of the Code, in the county court to be paid into the county treasury; to provide a fund out of which the salaries of the judges of the county court shall be paid, and to fix the amount of such salaries," approved September 18th, 1915.

Judiciary.

By Mr. Dansby:

H. 910. To prohibit the use of the words "bank," "banker," "banking," "savings bank," "trust" or "trust company" by persons, firms or corporations not authorized to do business by the superintendent of State banks, and to provide penalty for the wrongful use of such words.

Banking and Insurance.

By Mr. Dunaway:

H. 911. To make an appropriation for the control and eradication of tuberculosis, hog cholera and all other infectious and contagious animal diseases and the materials or things that may spread or carry the cause of such diseases of live stock.

Ways, Means and Appropriations.

By Mr. Dunaway:

H. 912. To make an appropriation for tick eradication.

Ways, Means and Appropriations.

By Mr. Dunaway:

H. 913. To provide for the payment of the expenses and compensation of a guard incurred in bringing back to the State of Alabama from Little Rock, Arkansas, L. W. Griffith, a fugitive from justice, charged under proper process with the charge of burglary and grand larceny; and brought back to Alabama under

due and legal authority and requisition of the governor of Alabama.

Ways, Means and Appropriations.

By Mr. Deese:

H. 914. To amend an act entitled "An act to fix the time of holding the circuit court in the third judicial circuit of the State of Alabama," as amended and approved April 7th, 1911.

Revision of Laws.

By Mr. Deese:

H. 915. To create and designate additional trunk roads, and to confer upon such roads all the rights and privileges now conferred upon trunk roads in this State.

Public Roads and Highways.

By Mr. Murphree:

H. 916. To provide for the expense of this session of the Legislature.

Ways, Means and Appropriations.

By Mr. Murphree:

H. 917. To authorize a justice of the peace or notary public and ex-officio justice of the peace to issue a warrant in a felony case returnable to the county court and to regulate the costs in such cases.

Judiciary.

By Mr. Smith:

H. 918. To provide for the maintenance and support of minors by administrators of estates where said administrators have the custody and control of said minors.

Judiciary.

By Mr. Smith:

H. 919. To provide for the disposition of money to which minors are entitled.

Judiciary.

By Mr. Tompkins:

H. 920. To prohibit the practice of law in any court of this State, or of the United States held in this State, by solicitors of circuit courts, except when such solicitors represent the State of Alabama, any county of the State of Alabama, or any municipality of the State of Alabama; to exempt deputy solicitors and county solicitors from the operation of this act, and to exempt persons, who are temporarily acting as circuit solicitors from the operation of this act; and to fix and prescribe punishments and penalties for the violation of this act.

Revision of Laws.

By Mr. Harrison:

H. 921. To require all persons driving vehicles across railroad crossings at grade to cause such vehicles to come to a full stop before proceeding over the same, and fixing punishment for failure to do so.

Judiciary.

By Mr. Harrison:

H. 922. To provide for the payment of all claims now legally registered against the fine and forfeiture fund, or that may be hereafter legally registered against the ~~fine and forfeiture fund~~, under existing laws, in counties having a population of two hundred thousand or more, according to the last or any subsequent Federal census; and to authorize the payment of such claims out of the general funds of the county.

Ways, Means and Appropriations.

By Mr. Truss (with notice and proof):

H. 923. To alter and change in part the boundary line between the counties of Jefferson and St. Clair, as follows:

County and County Boundaries.

Notice and Proof H. 923:

LEGAL NOTICE.

Notice is hereby given that a bill will be offered for enactment at the current session of the Legislature of Alabama convening at Montgomery, Alabama, July 8, 1919, to be entitled an act to alter and change in part the boundary line between the counties of Jefferson and St. Clair, as follows:

Be it enacted by the Legislature of Alabama:

Section 1. That a portion of the boundary line between Jefferson county, Alabama, and St. Clair county, Alabama, be and the same is hereby changed, defined, fixed and established as follows: Beginning at the southeast corner of section 5, township 17, range 1 east, Huntsville meridian, which point is in the line between said Jefferson county and St. Clair county; thence east two miles to the southwest corner of section 3 in said township and range; thence south two miles to the southeast corner of section 15, in said township and range, which said last named point is common to the counties of Jefferson, St. Clair and Shelby.

Section 2. That all territory and land west and south of said described land, or on the opposite thereof from the county of St. Clair, be and are hereby made a part of Jefferson county.

Section 3. That all laws and parts of laws in conflict with the provisions of this act be and the same are hereby repealed.

May 31st, June 7th, 14th and 21st.

State of Alabama, }
Jefferson County. }

Before me, D. C. Ball, a notary public in and for said county and State, personally appeared L. P. Hill, who being first duly sworn, deposes and says that he is the editor and proprietor of the Ensley Enterprise, a weekly newspaper published in said county, and that the publication of a certain notice, of which the foregoing is a true copy, has been published in said

paper for four (4) consecutive weeks, to-wit, on the 31st day of May, 1919, and on the 7th day of June, 1919, and on the 14th day of June, 1919, and on the 21st day of June, 1919.

L. P. Hill.

Sworn to and subscribed before me on this 23rd day of June, 1919.

D. C. Ball,

N. P.

By Mr. Truss (with notice and proof) :

H. 924. To alter and amend the corporate boundary of the town of Leeds, in Jefferson county, Alabama, so as to include within the corporate limits of said town all of sections 15 and 16 the east half of section 17, the northeast quarter of section 20, the north half of section 22, and a part of the north half of section 21, all in township 17, range 1 east, Huntsville meridian and to exclude from said town all lands now within the corporate limits, not embraced within the above mentioned sections and parts of sections.

Local Legislation.

Notice and Proof H. 924:

NOTICE

Of act to be introduced in the Legislature of Alabama at the current session commencing July 8, 1919.

Notice is hereby given that a bill will be introduced at the current session of the Legislature of Alabama, convening July 8, 1919, to be entitled: An act to alter and amend the corporate boundary of the town of Leeds, in Jefferson county, Alabama, so as to include within the corporate limits of said town all of sections 15 and 16 the east half of section 17, the northeast quarter of section 20, the north half of section 22, and a part of the north half of section 21, all in township 17, range 1, east, Huntsville meridian, and to exclude from said town all lands now within the corporate limits, not embraced within the above mentioned sections and parts of sections.

Be it enacted by the Legislature of Alabama:

Section 1. That the corporate boundary lines of the town of Leeds, a municipal corporation in Jefferson county, Alabama, be and the same are hereby altered and amended to include the territory within the following boundaries, to-wit: Beginning at the northeast corner of section 15, township 17, range 1 east, in Jefferson county, Alabama; thence west two and one-half miles to the half mile stake in the north line of section 17 of said township and range; thence south one and one-half miles; thence east along the east and west center lines of sections twenty and twenty-one of said township and range to its intersection with said eastern line of Jones street as surveyed and laid off by the Cahaba Valley Land Company and shown by map of record in the office of the judge of probate of Jefferson county, Alabama, in Map Book 1, page 17; thence northeastward along the southeasterly line of Jones street to its intersection with the southwesterly line of 8th avenue, as shown by said map; thence southeasterly along the southwesterly line of 8th Avenue as shown by said map, and as shown by the map of Leeds Improvement Company, to the intersection of said southwesterly line of 8th avenue with the east and west center line of section 21, township 17, range 1 east; thence east with the center line of sections 21

and 22 to the halfmile point in the east line of said section 22; thence north one and one-half mile to the point of beginning; said territory including all of sections 15 and 16, and east half of section 17, the northeast quarter of section 20, a part of north half of section 21, and all of the north half of section 22, all in township 17, range 1 east, in Jefferson county, Alabama.

Section 2. Be it further enacted, that all of the lands and teritorty included within the corporate boundaries of the town of Leeds as such boundaries existed at the time of the passage of this act and not embraced within the boundary as set forth in section hereof be and the same are hereby excluded from the boundaries of said town.

Section 3. Be it further enacted, that all laws and parts of laws in conflict herewith be and the same are hereby abolished.

Section 4. Be it further enacted, that this act shall take effect from and after the first day of October, 1919.

May 31; June 7, 14, 21.

State of Alabama, }
Jefferson County. }

Before me, D. W. Ball, a notary public in and for said county and State, personally appeared L. P. Hill, who being first duly sworn, deposes and says that he is editor and proprietor of the Ensley Enterprise, a weekly newspaper, published in said county, and that the publication of a certain notice, of which the foregoing is a true copy, has been published in said for four (4) consecutive weeks, to-wit: on the 31st day of May, 1919, and on the 7th day of June, 1919, and on the 14th day of June, 1919, and on the 21st day of June, 1919.

L. P. Hill.

Sworn to and subscribed before me on this 23rd day of June, 1919.
(Seal)

D. W. Ball,
N. P.

By Mr. Truss:

H. 925. To provide for the election of a constable in and for the city of Birmingham, Alabama, to authorize and empower such constable to appoint deputy constables, to prescribe the duties, authority and liability of such constable and his deputies and fix the salaries of such constables and his duties, to provide for the payment of such salaries out of the general funds of Jefferson county, Alabama, and to provide for the payment of the fees earned by said constable and his deputies into the treasury of Jefferson county, Alabama.

Judiciary.

By Mr. McDonald:

H. 926. To provide for the election of a county treasurer by the qualified electors of every county in this State, now having or which may hereafter have a population according to the last Federal census, or any Federal census hereafter taken, of not less than thirty thousand nine hundred and thirty-five, nor more than thirty thousand nine hundred and eighty.

Local Legislation.

By Mr. McDonald:

H. 927. To provide that all policemen or marshals of incorporated towns or cities in this State shall be duly qualified electors of the voting precinct in which such town is located, or a ward of the city in which they hold office.

Judiciary.

By Mr. Hale:

H. 928. To amend section 1 of the act entitled "An act to regulate the fees of the sheriffs for feeding prisoners in jail under charge or conviction of any indictable offense, and to provide the payment therefor.

Ways, Means and Appropriations.

By Mr. Russell:

H. 929. To amend subdivision 1 of section 3446 of the Code as to names of corporations.

Judiciary.

By Mr. Russell:

H. 930. To amend section 1664 of the Code of Alabama.

Ways, Means and Appropriations.

By Mr. Hare:

H. 931. To amend section 6647 of the Code of Alabama of 1907.

Judiciary.

By Mr. Collins:

H. 932. To amend an act entitled "An act to create a State board of control and economy: to provide members thereof, their tenure in office, salaries, duties and mode of appointment, and to prescribe rules and regulations governing the said board." Approved February 13th, 1919: and providing for an appraisement or valuation of all real property in the State of Alabama, and providing that such appraisement or valuation of said property, shall be, by said board, filed in the office of the judge of probate of the county where the property is situated, and providing for the expenses incident to the making of said appraisement or valuation.

Judiciary.

By Mr. Cliett:

H. 933. To encourage the production of pure bred registered live stock in the State of Alabama.

Agriculture.

By Mr. Cliett:

H. 934. To encourage production on farms in Alabama.

Agriculture.

By Mr. Lynne:

H. 935. To amend section 153 of the Code of Alabama.

Revision of Laws.

By Mr. Carnley:

H. 936. To amend section 1 of an act entitled an act "To designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained," approved September 10, 1915.

Public Roads and Highways.

By Mr. Dunaway:

H. 937. To provide for the payment of expenses for automobiles for the use of sheriffs in the discharge of their duties as **such in counties of not less than 53,401, nor more than 53,501, population, according to the Federal census of 1910, or according to any subsequent Federal census.**

Ways, Means and Appropriations.

By Mr. Sparks:

H. 938. To require the payment to State convicts, upon their lawful discharge from penal servitude, of additional cash allowances adequate to their needs.

Judiciary.

By Mr. Arnold:

H. 939. To confer additional criminal jurisdiction on inferior courts or courts established in lieu of justices of the peace by whatsoever name called, on which courts criminal jurisdiction is now by law conferred, in counties having a population of over one hundred and fifty thousand, according to the last or any subsequent Federal census.

Judiciary.

By Mr. Murphree:

H. 940. To create a commission with authority and powers to act for and on behalf of the State of Alabama in acquiring by purchase or condemnation the building in the city of Montgomery, Alabama, commonly known and designated as the "First White House of the Confederacy," and also the land whereon said building rests or such other land as said commission may deem advisable, and to make appropriation for such purpose and for the maintenance and repair of such property.

Judiciary.

By Mr. Jones of Escambia:

H. 941. To authorize the court of county commissioners or board of revenue in all counties in this State having a population of not less than eighteen thousand, eight hundred and eighty-nine and not more than eighteen thousand, eight hundred and ninety, according to the last preceding Federal census, to furnish to the sheriff in said county an automobile to be used by the sheriff in the discharge of his duties as sheriff, and to pay all ex-

penses of operating said automobile, and of keeping the said automobile in repair.

Judiciary.

By Mr. Truss:

H. 942. To abolish, annul and abrogate the office of constable in the following named precincts, lying within the city of Birmingham, Alabama, viz.: Numbers 21, 37, and 46, and in also the following precincts, lying partly within and partly without the city of Birmingham, Alabama, viz.: Numbers 9, 10, 29, 34, 36, 42, 45, 52, 53 and 54, and to provide for successors.

Judiciary.

By Mr. Cliett (with notice and proof):

H. 943. To regulate and prescribe the manner of electing county commissioner of Talladega county.

Local Legislation.

Notice and Proof H. 943:

NOTICE.

Notice is hereby given of intention to apply to the Legislature of Alabama now sitting, for the passage of a local law for Talladega county, Alabama, the substance of which is as follows:

An act to regulate and prescribe the manner of electing county commissioners of Talladega county.

Sec. 1. Be it enacted by the Legislature of Alabama, that from and after the passage of this act that the county commissioners of Talladega county shall be elected in the following manner, viz.: The commissioner from the first district shall be elected by the qualified voters of such district; the commissioner from the second district shall be elected by the qualified voters of such district; the commissioner from the third district shall be elected by the qualified voters of such district and the commissioner from the fourth district shall be elected by the qualified voters of such district.

Sec. 2. That this act shall not change the term of the present commissioners or the commissioners hereafter to be elected, but that the terms of said commissioners shall be and remain as they now are.

Sec. 3. That no person shall be eligible to election as commissioner unless he shall be a qualified elector of the district from which he is elected.

Sec. 4. That all laws and parts of laws in conflict with the provisions of this act be and the same are hereby repealed.

The State of Alabama, }
Talladega County. }

Personally appeared before me, a judge of probate in and for said county, John C. Williams, who being duly sworn according to law, deposes and says that he is the publisher of the Talladega Daily Home, a newspaper published in said county and that the publication of a certain notice, a true copy of which is hereto affixed, has been made in said newspaper for four weeks consecutively, to-wit, in the issues thereof dated as follows: July 28, 1919; Aug. 4, 11, 18, 1919.

Jno. C. Williams.

Subscribed and sworn to before me this 21st day of Aug., 1919.

E. A. Hammott,
Judge of Probate.

By Mr. Partridge:

H. 944. To provide for the establishment and maintenance of public libraries by counties, to provide for their government and supervision, and to authorize the co-operation and affiliation of rural, town and village school libraries with any libraries so organized.

Education.

By Mr. Milford:

H. 945. To amend section 2 of an act to amend section 3265 of the Code of Alabama, approved September 22, 1915.

Ways, Means and Appropriations.

By Mr. Dansby:

H. 946. To authorize banks and trust companies doing a banking business to consolidate or merge with other such institutions or to transfer their places of business to other towns or cities, within this State, upon the approval of the superintendent of banks, and to prescribe the procedure.

Banking and Insurance.

NOTICE GIVEN.

Mr. Trammell gave notice that on the next legislative day he would move to take H. 811 from the adverse calendar.

NOTICE TO RECONSIDER.

Mr. Woodard moved to reconsider the vote by which the bill:

H. 98. To submit to the qualified electors of the State at a special election to be held on February 5, 1920, for their consideration, an amendment to the Constitution of Alabama, in substance and to the effect that certain persons who served in the military or naval service of the United States for a period of not less than six months between the first day of January, 1917, and the eleventh day of November, 1919, shall be perpetually exempted from the payment of all poll taxes.

Was indefinitely postponed on the last legislative day. The motion prevailed and the bill:

H. 98. To submit to the qualified electors of the State at a special election to be held on February 5, 1920, for their consideration, an amendment to the Constitution of Alabama, in substance and to the effect that certain persons who served in the military or naval service of the United States for a period of not less than six months between the first day of January, 1917, and the eleventh day of November, 1919, shall be perpetually exempted from the payment of all poll taxes.

Was ordered placed upon the favorable calendar of the House.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

Mr. Speaker:

Your Committee on Engrossed Bills begs leave to report that it has examined the following House bills:

H. 471. For the relief of Rev. J. E. Deer, of Escambia county, Alabama.

Also:

H. 690. To amend an act entitled "An act to require the bodies of all dead animals to be burned or buried and to provide a penalty for the failure to do so," approved September 22, 1915.

And find same correct.

W. H. Stoddard,
Chairman.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted the amendment proposed by his excellency, the governor, to the bill:

H. 104. To repeal section 6698 of the Code of Alabama of 1907, and to make the clerks of the circuit courts of the respective counties ex-officio clerks of the county courts of said counties; to provide payment for services of such clerks, manner of payment and to provide for a bond as such clerk.

By a majority of the whole number elected to the Senate, said vote being Yeas, 30; Nays, 0.

And returns same herewith to the House.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in the House amendment to the bill:

S. 248. To amend section 6112 of the Code of 1907.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The President and presiding officer of the Senate having signed the following Senate bills, your signature thereto is requested:

S. 342. To vacate and to annul the dedication of that part of Fifth Sixth and Seventh streets in the city of Anniston, State of Alabama, through, over, on or across and as projected through, over on or across that certain tract of land situated and being in

said city of Anniston and bounded on the north by Tenth street, on the east by the right of way of the main line of the Mobile division of the Southern Railway Company (formerly the East Tennessee, Virginia and Georgia Railway Company), on the south by Fourth street and the right of way of the Birmingham division of the Southern Railway Company (formerly Georgia Pacific Railway Company), and on the west by Glen Addie street and the right of way of the said Birmingham division of the Southern Railway Company.

S. 329. To provide for and fix the compensation to be allowed the sheriff and circuit clerk of Covington county for all official duties for the compensation of which no express provision is made by law; and to provide how the court of county commissioners of Covington county shall fix and allow said compensation and to regulate the same; to provide for the repeal of all laws, local, special or general in conflict therewith insofar as they relate to the compensation of the sheriff and circuit clerk of Covington county.

S. 53. Prescribing the liability of an employer to make compensation by way of damages for injuries received by an employee occasioned by an accident arising out of and in the course of employment and providing for the enforcement of same, modifying common law and statutory remedies, in such cases; establishing an alternative elective schedule of compensation, regulating procedure for the determination of liability and compensation thereunder in certain cases, and prescribing penalties for the violation thereof; and providing for attorney's fees and for medical and surgical services.

S. 349. To enlarge and further define the duties and fix the compensation of humane officers in counties of this State having a population of not less than 80,000 nor more than 82,000, according to the Federal census of 1910, or any subsequent Federal census.

W. F. Miller,
Secretary.

SIGNING OF SENATE BILLS.

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing message from the Senate.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

The Committee on Enrolled Bills begs to report that it has examined the following House bill:

H. 104. To repeal section 6698 of the Code of Alabama of 1907, and to make the clerks of the circuit courts of the respective counties ex-officio clerks of the county courts of said counties; to provide payment for services of such clerks, manner of payment and to provide for a bond as such clerk.

And finds same correctly enrolled.

Robt. F. Peters,
Chairman.

SIGNING OF BILLS.

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bill, the title to which is set out in the above and foregoing report of the Committee on Enrolled Bills.

PARAMOUNT, CONTINUING SPECIAL ORDER.

The hour having arrived, the House proceeded to the consideration of the special order which was the bill:

H. 555. To divide the State into judicial circuits for the circuit court, to be numbered and composed of the counties named.

Mr. Merritt (Mr. Cobbs presiding) offered the following amendment to the bill:

Amend House bill No. 555 by striking out section 3 thereof and inserting in lieu thereof the following:

Section 3. That the present judge of the fifth judicial circuit as now constituted shall be the presiding judge of the fifth circuit as provided for under the provisions of this act.

And the amendment was adopted.

Yeas, 77; Nays, 0.

Yeas:

Messrs:

Mr. Speaker
Adams
Albright
Alexander
Andrews
Arnold
Austin

Benners
Blunt
Bracken
Brindley
Burks
Calvert
Carnley

Christian
Cobbs
Crump
Deese
Dodson
Ellis (Elmore)
Faulk

Fletcher
Gilbert
Graham (Autauga)
Graham (Clarke)
Griffin
Guy
Hall (Henry)

Hall (Marion)	Lee (Butler)	Oliver	Sherrod
Hale	Lee (Perry)	Orr	Simpson
Hardaway	Long (Butler)	Parker	Sparks
Hare	Long (Sumter)	Partridge	Stewart
Harrison	Longshore	Peters	Tompkins
Hawkins	Lynne	Pittman	Trammell
Hollis	Mathews (Clarke)	Preston	Truss
Holmes (Baldwin)	Matthews (Wilcox)	Robertson	Tunstall
Ingram	Murphree	Ross	Waddell
Jones (Escambia)	McDonald	Russell	Whorton
Jones (Montgomery)	McLeod	Seale	Wilson
Johnson	Oakley	Shaw	Woodard
Lawson			

—77

Mr. Hare offered the following amendment to the bill:

Amend section 1 as follows: Strike out the words Baldwin, Conecuh, Escambia and Monroe where they now appear in said section and add thereto, the following: Twentieth circuit: Baldwin, Conecuh, Escambia and Monroe.

Also by adding to the bill the following sections:

Section 11. Immediately after the passage and approval of this act the governor shall appoint a judge of the said twentieth circuit, who shall hold office until the general election to be held in 1922, at which time a judge shall be elected for the said twentieth circuit as provided by law for the election of circuit judge in this State.

Section 12. That if on the passage of this act the solicitor of the second judicial circuit shall be a resident of any of the counties composing the 20th circuit, such solicitor shall be the solicitor of the twentieth circuit, but should such solicitor of the second circuit not be a resident of any of the counties composing the twentieth circuit at the time of the passage and approval of this act, then the governor shall appoint a solicitor for the twentieth circuit who shall hold office until the general election to be held in 1922, at which time a solicitor for the twentieth circuit shall be elected as provided by law for the election of solicitor in this State, and should the solicitor of the second circuit become the solicitor of the twentieth circuit as provided in this act, then the governor shall immediately upon the passage and approval of this act appoint a solicitor of the second circuit, who shall hold office until the general election to be held in 1922, at which time a solicitor shall be elected for the second circuit as provided by law for the election of solicitors in this State.

On motion of Mr. Long of Butler the amendment offered by Mr. Hare was laid upon the table.

Mr. Longshore offered the following amendment to the bill:

Amend section 1, seventh circuit, by striking out Shelby and Clay.

And on motion of Mr. Lynne the amendment offered by Mr. Longshore was laid upon the table.

Mr. Shaw offered the following amendment to the bill:

Amend House bill 555 by striking out "Winston" where it appears in eleventh circuit.

Which was on motion of Mr. Lynne laid upon the table.

Mr. Tompkins offered the following amendment to the bill: :

Amend section one of said bill by striking therefrom the words "eighteenth circuit" and inserting in lieu thereof the words "twentieth circuit."

And the amendment was adopted.

Yeas, 67; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dunaway	Johnson	Peters
Albright	Edwards (Pike)	Jordan	Pittman
Alexander	Ellis (Bullock)	Lawson	Preston
Andrews	Ellis (Elmore)	Lee (Perry)	Ross
Austin	Faulk	Long (Butler)	Shaw
Blunt	Graham (Autauga)	Longshore	Simpson
Brindley	Graham (Clarke)	Lynne	Smith
Burks	Griffin	Mathews (Clarke)	Sparks
Christian	Guy	Matthews (Wilcox)	Stewart
Christopher	Hall (Henry)	Milford	Stoddard
Clayton	Hall (Marion)	Mitchell	Tompkins
Cliett	Hale	McDonald	Tunstall
Cobbs	Hardaway	McLeod	Van de Graff
Crump	Howle	Oakley	Waddell
Dansby	Ingram	Orr	Wilson
Deese	Jones (Escambia)	Parker	Woodard
Dickson	Jones (Montgomery)	Partridge	

—67

And the bill:

H. 555. To divide the State into judicial circuits for the circuit court, to be numbered and composed of the counties named.

As amended, was read a third time at length and passed.

Yeas, 69; Nays, 4.

Yeas:

Messrs:

Mr. Speaker	Christian	Graham (Autauga)	Jones (Escambia)
Albright	Clayton	Graham (Clarke)	Jones (Montgomery)
Alexander	Cobbs	Griffin	Johnson
Allen	Collins	Guy	Jordan
Andrews	Dansby	Hall (Henry)	Lee (Butler)
Arnold	Deese	Hall (Marion)	Lee (Perry)
Austin	Dunaway	Hale	Long (Butler)
Blunt	Edwards (Dallas)	Hardaway	Long (Sumter)
Bracken	Ellis (Bullock)	Hollis	Lynne
Brindley	Ellis (Elmore)	Howle	Mathews (Clarke)
Carnley	Faulk	Ingram	Matthews (Wilcox)

Milford
Mitchell
Murphree
Oakley
Oliver
Orr
Parker

Partridge
Peters
Pittman
Preston
Robertson
Ross

Russell
Seale
Smith
Sparks
Stoddard
Tompkins

Truss
Van de Graff
Waddell
Whorton
Williams
Woodard

—69

Nays:

Messrs:
Cliett

McDonald

Shaw

Sherrod

—4

On motion of Mr. Lynne the bill, H. 555, was ordered sent forthwith to the Senate without engrossment.

RECESS.

On motion of Mr. Parker the House recessed until 2:30 P. M.

AFTERNOON SESSION.

The hour of 2:30 having arrived the House reconvened.

RECOMMITTAL OF BILL.

On motion of Mr. Jones of Montgomery:

H. 766. To regulate the manufacture, sale and shipment of insecticides and fungicides in the State of Alabama and to provide means and penalties therefor and provide disposition of funds arising therefrom.

Was taken from the calendar of the House and was recommitteed to the Standing Committee on Public Health.

BILLS ON THIRD READING.

H. 770. To divide Conecuh county, Alabama, into four commissioners districts; to provide for the election of county commissioners for said county from each of such districts by the qualified electors of said districts; to provide elections at which the county commissioners for said county shall be elected and to provide for and fix their term of office.

Was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker

Adams

Albright

Alexander

Allen

Andrews

Arnold

Benners

Blunt

Bracken

Brindley

Burks

Calvert

Carnley

Christian

Cliett

Cobbs

Collins

Crump

Dickson

Dodson

Dunaway

Faulk

Fletcher

Gilbert

Griffin

Guy

Hale

Hare

Hawkins

Hollis

Howle

Ingram

Johnson

Jordan

Lawson

Lewis

Long (Butler)

Long (Sumter)

Longshore

Lynne

Milford

Mitchell

Murphree

McLeod

Oakley

Orr

Parker

Partridge

Peters

Pittman

Ross

Russell

Seale

Shaw

Simpson

Smith

Sparks

Stoddard

Trammell

Truss

Tunstall

Waddell

Whorton

Williams

Wilson

—66

H. 771. To create for the county of Conecuh and State of Alabama the office of county solicitor and to provide for his election by the qualified electors of said county; to prescribe his qualifications and duties, and to fix his compensation as such officer and how the same shall be paid; and to provide for the length of time which he shall hold office.

Was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker

Adams

Albright

Alexander

Allen

Andrews

Benners

Blunt

Bracken

Brindley

Burks

Burns

Calvert

Carnley

Cliett

Cobbs

Crump

Dickson

Dodson

Dunaway

Faulk

Fletcher

Gilbert

Griffin

Guy

Hale

Hare

Harrison

Hawkins

Hollis

Howle

Johnson

Jordan

Lawson

Lewis

Longshore

Lynne

Milford

Mitchell

Moorer

Murphree

McDonald

McLeod

Oakley

Oliver

Orr

Parker

Peters

Pittman

Ross

Russell

Seale

Shaw

Sherrod

Simpson

Smith

Sparks

Stewart

Tompkins

Trammell

Truss

Tunstall

Waddell

Whorton

Williams

Wilson

—66

H. 773. To authorize the court of county commissioners of the county of Conecuh in the State of Alabama to appropriate out of the funds in the treasury of said county, an amount not ex-

ceeding one hundred dollars per annum, sufficient to pay the premium for making and insuring the bond of the tax collector of said county where such bond is made and insured by a duly qualified guarantee company.

Was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Jordan	Russell
Adams	Dickson	Lawson	Salter
Albright	Dodson	Lewis	Seale
Alexander	Dunaway	Longshore	Shaw
Allen	Faulk	Lynne	Simpson
Andrews	Fletcher	Milford	Smith
Arnold	Gilbert	Mitchell	Sparks
Blunt	Griffin	Moorer	Stoddard
Bracken	Guy	Murphree	Trammell
Brindley	Hale	McLeod	Truss
Burks	Hardaway	Oakley	Tunstall
Calvert	Hare	Orr	Waddell
Carnley	Harrison	Parker	Whorton
Christian	Hawkins	Peters	Williams
Clayton	Hollis	Preston	Wilson
Cliett	Howle	Ross	Woodard
Collins	Johnson		

—66

H. 772. To require the commissioners court of Conecuh county, Alabama, to publish the minutes of its proceedings at each regular, special and adjourned term in a newspaper printed and published in said county; to require such court to designate the newspaper in which such publication shall be made, to provide for the furnishing of copy to the publisher of such newspaper for publication, and to provide compensation out of the county treasury of said county for furnishing such copy for publication and for publishing same.

Was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Carnley	Gilbert	Johnson
Adams	Clayton	Green	Jordan
Albright	Cliett	Griffin	Lawson
Alexander	Cobbs	Guy	Lewis
Allen	Crump	Hale	Lynne
Andrews	Deese	Hare	Milford
Benness	Dickson	Harrison	Mitchell
Blunt	Dodson	Hawkins	Moorer
Brindley	Dunaway	Hollis	Murphree
Burks	Faulk	Howle	McLeod
Burns	Fletcher	Ingram	Oakley

Oliver	Russell	Sparks	Tunstall
Orr	Seale	Stewart	Waddell
Parker	Shaw	Tompkins	Whorton
Partridge	Sherrod	Trammell	Williams
Peters	Simpson	Truss	Wilson
Ross	Smith		

—66

SPECIAL ORDER.

The House proceeded to the consideration of the special order which was the bill:

H. 407. To provide for working convicts on the State trunk highways of the State of Alabama, under the supervision of the State highway department in co-operation with the State convict department; to authorize the removal of all able-bodied convicts from under the lease system and place them on the trunk highways of the State; to make it unlawful to lease convicts to any person or corporation after the first day of January, 1923; to authorize and empower the State highway commission to purchase from the convict department or paid said convict department for the use or hire of said convicts at the current price for labor, to be determined by the governor; to authorize and require the convict department to make the necessary preparations for housing, caring for, guarding and incarcerating said convicts, by establishing permanent convict road camps in certain parts of the State of Alabama, and to provide such temporary or portable camps and equipment as may be necessary to successfully care for and maintain said convicts as may be worked on the public highways of this State.

Mr. Dansby offered the following amendment to the bill:

Amend Sec. 3 of H. bill No. 407 by substituting therefor the following:

Section 3. Be it further enacted, that the governor having in view the number of convicts available and the financial condition of the State, shall fix the number of convicts which may be worked by the State highway department, and the State convict department shall deliver the same to the highway department upon the order of the governor.

On motion of Mr. Milford the amendment offered by Mr. Dansby was laid upon the table.

Mr. Dansby offered the following amendment to the bill:

Amend section 5 of H. bill No. 407 by substituting therefor the following:

Section 5. It shall be the duty of the State highway department to lay out such work and make such preparations as may be necessary for the working of the convicts upon the State trunk

roads furnished the said department for such purpose by the governor, and it shall be unlawful for any officer or agent of the State of Alabama to lease or hire out to any person, firm or corporation, any of the convicts of this State, on and after the first day of January, 1924, and after said date every lease then existing between the State and any person, firm or corporation for hire or use of convicts shall become null and void and in all things cancelled.

On motion of Mr. Preston, the amendment offered by Mr. Dansby was laid upon the table.

And the bill:

H. 407. To provide for working convicts on the State trunk highways of the State of Alabama, under the supervision of the State highway department in co-operation with the State convict department; to authorize the removal of all able-bodied convicts from the lease system and place them on the trunk highways of the State; to make it unlawful to lease convicts to any person or corporation after the first day of January, 1923; to authorize and empower the State highway commission to purchase from the convict department or paid said convict department for the use or hire of said convicts at the current price for labor, to be determined by the governor; to authorize and require the convict department to make the necessary preparations for housing, caring for, guarding and incarcerating said convicts, by establishing permanent convict road camps in certain parts of the State of Alabama, and to provide such temporary or portable camps and equipment as may be necessary to successfully care for and maintain said convicts as may be worked on the public highways of this State.

Was read a third time at length and passed.

Yeas, 56; Nays, 25.

Yeas:

Messrs:

Mr. Speaker
Adams
Albright
Andrews
Arnold
Austin
Blunt
Bracken
Brindley
Burks
Calvert
Carnley
Cliett
Cobbs

Collins
Crump
Dickson
Ellis (Elmore)
Griffin
Hall (Henry)
Hall (Marion)
Hale
Hare
Harrison
Hawkins
Hollis
Howle
Ingram

Jones (Escambia)
Jones (Montgomery)
Johnson
Lawson
Longshore
Lynne
Milford
Mitchell
Murphree
McDonald
Orr
Partridge
Peters
Preston
Reynolds
Robertson
Ross
Russell
Shaw
Sherrad
Simpson
Sparks
Stewart
Trammell
Truss
Whorton
Wilson
Woodard

*Nays:**Messrs:*

Alexander	Graham (Clarke)	Long (Butler)	Smith
Allen	Guy	Long (Sumter)	Tompkins
Christian	Hardaway	Matthews (Wilcox)	Tunstall
Dansby	Hawkins	Oliver	Van de Graff
Dunaway	Lee (Butler)	Parker	Waddell
Edwards (Dallas)	Lee (Perry)	Seale	Wilson
Graham (Autauga)			

—25

PAIR ANNOUNCED.

Mr. Pittman stated that he was paired with Mr. Mathews of Clarke. If Mr. Mathews of Clarke were present he would vote nay and Mr. Pittman would vote yea.

On motion of Mr. Ross the bill, H. 407, was ordered sent forthwith to the Senate without engrossment.

H. 401. To create a State highway department; to define its powers and duties; to authorize State aid in the construction and maintenance of public roads and bridges; to create a State highway fund and to provide for its expenditure; to impose certain duties upon county and municipal officials and to provide a penalty for their failure to discharge same; to authorize the State highway department to work State convicts upon public roads and bridges as is now or may hereafter be provided by law; to assent to the act of Congress approved July 11, 1916, known as the "Federal aid law," and to authorize the State highway department to co-operate with the United States government in the construction and maintenance of rural post roads; and to repeal the act approved April 5, 1911, entitled, "An act to provide for the creation of a State highway commission, defining its powers, duties and compensations, and methods to be adopted for control of same and for appropriation and maintenance of the same and to give State aid and State supervision over all public roads, culverts and bridges of the State for construction of a permanent nature and the maintenance thereof wherein any portion of the appropriation hereinafter made shall be used for such purpose; and to make an appropriation therefor out of the net revenue of the convict fund of the State and from other sources."

Was taken up and on motion of Mr. Tunstall the further consideration of the bill was postponed until the next legislative day, and the same would not lose its place upon the calendar.

H. 664. To provide for the printing and publication of the reports of the supreme court and the court of appeals of Alabama and for the distribution or sale of same.

Was read a third time at length and passed.

Yeas, 59; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Lee (Perry)	Ross
Adams	Dickson	Long (Butler)	Russell
Albright	Edwards (Dallas)	Long (Sumter)	Shaw
Allen	Ellis (Elmore)	Lynne	Simpson
Andrews	Graham (Autauga)	Matthews (Wilcox)	Smith
Austin	Graham (Clarke)	Milford	Sparks
Blunt	Griffin	Mitchell	Stewart
Bracken	Hall (Henry)	Murphree	Tompkins
Brindley	Hardaway	McDonald	Trammell
Burks	Howle	Parker	Van de Graff
Carnley	Ingram	Partridge	Whorton
Cliett	Jones (Escambia)	Peters	Williams
Cobbs	Johnson	Pittman	Wilson
Collins	Lawson	Preston	Woodard
Crump	Lee (Butler)	Robertson	

—59

H. 552. To regulate the nomination in party primaries of candidates for office where there is an office to be filled to which more than one candidate is to be nominated, or where there is more than one office to be filled called by the same name.

Was taken up and on motion of Mr. Alexander the bill, H. 552, was indefinitely postponed.

H. 565. To regulate the review by the supreme court of Alabama of the judgment and decision of the court of appeals of Alabama in causes reviewed by said supreme court on petition for writs of certiorari as authorized by the Constitution of the State of Alabama.

Was read a third time at length and passed.

Yeas, 55; Nays, 3.

Yeas:

Messrs:

Mr. Speaker	Crump	Johnson	Pittman
Adams	Dansby	Lawson	Preston
Alexander	Dickson	Lee (Perry)	Robertson
Allen	Graham (Autauga)	Long (Butler)	Ross
Andrews	Graham (Clarke)	Long (Sumter)	Russell
Austin	Guy	Longshore	Sparks
Blunt	Hall (Henry)	Lynne	Tompkins
Bracken	Hall (Marion)	Matthews (Wilcox)	Trammell
Burks	Hale	Milford	Tunstall
Carnley	Hawkins	Mitchell	Van de Graff
Christian	Hollis	Murphree	Williams
Cliett	Howle	McDonald	Wilson
Cobbs	Ingram	Partridge	Woodard
Collins	Jones (Escambia)	Peters	

Nays:

Messrs:

Long (Butler)	Orr	Sherrod
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—3

H. 683 (with amendment). To amend section 1 of an act to amend section 5346 and repeal section 5347 of the Code of Alabama of 1907, approved September 28, 1915.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Revision of Laws, said amendment being as follows:

"Amend H. 683 by striking out the last sentence of said bill."

And the amendment was adopted.

Yeas, 57; Nays, 2.

Yeas:

Messrs:

Mr. Speaker	Crump	Lee (Butler)	Pittman
Adams	Dickson	Lee (Perry)	Preston
Alexander	Edwards (Dallas)	Long (Sumter)	Russell
Allen	Graham (Autauga)	Longshore	Seale
Andrews	Graham (Clarke)	Lynne	Sherrod
Austin	Griffin	Matthews (Wilcox)	Sparks
Blunt	Guy	Milford	Stewart
Bracken	Johnson	Mitchell	Truss
Brindley	Hall (Henry)	Murphree	Tunstall
Burks	Hall (Marion)	McDonald	Van de Graff
Carnley	Hawkins	Oliver	Whorton
Christian	Howle	Orr	Williams
Cliett	Ingram	Partridge	Wilson
Cobbs	Johnson	Peters	Woodard
Collins			

—57

Nays:

Messrs:

Hollis Tompkins

—2

And the bill:

H. 683. To amend section 1 of an act to amend section 5346 and repeal section 5347 of the Code of Alabama of 1907, approved September 28, 1915.

As amended, was read a third time at length and passed.

Yeas, 58; Nays, 2.

Yeas:

Messrs:

Mr. Speaker	Christian	Hall (Marion)	Mitchell
Adams	Cliett	Hale	Murphree
Alexander	Cobbs	Hollis	McDonald
Allen	Collins	Howle	Orr
Andrews	Crump	Ingram	Partridge
Arnold	Dickson	Jones (Escambia)	Peters
Austin	Edwards (Dallas)	Johnson	Pittman
Blunt	Graham (Autauga)	Lawson	Preston
Bracken	Graham (Clarke)	Lee (Butler)	Robertson
Brindley	Griffin	Lynne	Ross
Burks	Guy	Matthews (Wilcox)	Russell
Carnley	Hall (Henry)	Milford	Seale

Shaw	Sparks	Whorton	Wilson	
Sherrod	Tunstall	Williams	Woodard	
Smith	Van de Graff			—58

<i>Nays:</i>				
<i>Messrs:</i>				
Long (Butler)	Tompkins			—2

UNFINISHED BUSINESS.

The House proceeded to the consideration of the unfinished business which was the bill:

H. 613. To regulate the traffic in seed cotton in the several counties of Alabama and to provide for penalties for violating the same.

And the bill:

H. 613. To regulate the traffic in seed cotton in the several counties of Alabama and to provide for penalties for violating the same.

As amended, was read a third time at length and passed.

Yeas, 47; Nays, 11.

<i>Yeas:</i>			
<i>Messrs:</i>			
Mr. Speaker	Christian	Howle	Ross
Adams	Cliett	Jones (Escambia)	Russell
Alexander	Cobbs	Lawson	Shaw
Allen	Collins	Long (Sumter)	Smith
Andrews	Crump	Lynne	Tompkins
Arnold	Dansby	Matthews (Wilcox)	Trammell
Austin	Dickson	Milford	Truss
Blunt	Graham (Autauga)	Murphree	Tunstall
Bracken	Graham (Clarke)	Partridge	Van de Graff
Brindley	Hall (Henry)	Peters	Williams
Burks	Hale	Pittman	Woodard
Carnley	Hollis	Robertson	
			—47

<i>Nays:</i>			
<i>Messrs:</i>			
Hall (Marion)	Longshore	Preston	Whorton
Ingram	Mitchell	Sherrod	Wilson
Long (Butler)	McDonald	Stewart	
			—11

H. 414 (with substitute). To amend Sec. 6 of an act entitled "An act to provide for elections to authorize any county in the State to levy and collect a special county tax for public school purposes not to exceed thirty (30) cents on each one hundred dollars (\$100) worth of taxable property in such county; to authorize any school district, in any county that may be levying special county taxes for school purposes of not less than thirty (30) cents on each one hundred dollars (\$100) worth of taxable

property in such county, to levy a special district tax for school purposes not to exceed thirty (30) cents on each one hundred dollars (\$100) worth of taxable property in such school district; and to authorize boards of education to issue interest bearing warrants to erect, repair and equip school buildings and to otherwise improve school facilities," approved February 13, 1919.

Was taken up. The question was upon the adoption of the substitute reported by the Standing Committee on Education, said substitute being as follows:

SUBSTITUTE FOR H. 414.

AN ACT.

An act to amend Sec. 6 of an act entitled: "An act to provide for elections to authorize any county in the State to levy and collect a special county tax for public school purposes not to exceed thirty (30) cents on each one hundred dollars (\$100) worth of taxable property in such county; to authorize any school district, in any county that may be levying special county taxes for school purposes of not less than thirty (30) cents on each one hundred dollars (\$100) worth of taxable property in such county, to levy a special district tax for school purposes not to exceed thirty (30) cents on each one hundred dollars (\$100) worth of taxable property in such school district; and to authorize boards of education to issue interest bearing warrants to erect, repair, and equip school buildings and to otherwise improve school facilities," approved February 13th, 1919.

Be it enacted by the Legislature of Alabama:

That Sec. 6 of an act entitled: "An act to provide for elections to authorize any county in the State to levy and collect a special county tax for public school purposes not to exceed thirty (30) cents on each one hundred dollars (\$100) worth of taxable property in such county; to authorize any school district, in any county that may be levying special county taxes for school purposes of not less than thirty (30) cents on each one hundred dollars (\$100) worth of taxable property in such county, to levy a special district tax for school purposes not to exceed thirty (30) cents on each one hundred dollars (\$100) worth of taxable property in such school district; and to authorize boards of education to issue interest bearing warrants, to erect, repair and equip school buildings and to otherwise improve school facilities," approved February 13th, 1919, be and the same is hereby amended so as to read as follows:

Sec. 6. The board of education of any county, which is levying a county tax for school purposes under the provisions of this

act, may contract for or make provisions for payment, in whole or in part, for the erection, repair, or equipping of school houses, or the erection of additions thereto, including county high schools, or to make other improvements in the school facilities of the county, out of the funds arising from said tax, and to this end and for this purpose, said board of education of any county is hereby authorized to issue interest bearing warrants at a rate not to exceed six per cent per annum, for a term not to exceed the time said special tax levy has been voted for said county, and for an amount, including interest, not to exceed the income from said levy, estimating such income upon the basis of the assessed value of the taxable property in such county for the preceding tax year, as the annual return for such levy for the period for which said warrants are issued; and the board of education of any city of two thousand or more inhabitants, having control of any school district, or the board of education of any county in which there is no city school board, where a special district tax for school purposes has been levied under this act, is authorized to use said special district tax to erect, repair or equip or build additions to any school building within said district, including county high schools, and to make improvements in the school facilities of said school district, and are authorized to use said special district tax for the purpose of paying off and liquidating public school bonded indebtedness of cities and districts, and in their discretion may apportion said school tax to these various purposes, and to this end and for this purpose, said board of education is hereby authorized to issue interest bearing warrants at a rate not to exceed six per cent per annum, for a term not to exceed the time the said special district tax has been voted in said district, and for an amount, including interest, not exceeding the income from said tax levy, estimating such income upon the basis of the assessed value of the taxable property in such city or school district for the preceding tax year, as the annual return from such levy for the period for which such warrants are issued. The due date of said school warrants shall not extend beyond the 30th day of September next after the time when the tax for the last year of said levy shall become delinquent. All warrants shall be signed in the name of such board, by its president, and shall be a preferred claim upon the proceeds of said tax levy in such county or school district, as the case may be, each year during the period for which such warrants are issued, to the extent of the warrants maturing during such year, and such board shall, at the beginning of each tax year, by resolution entered upon its minutes, set apart so much of the tax income for that year as will be necessary to meet all warrants ma-

turing during that year. Provided, that nothing herein contained shall prevent the said board from paying any of such warrants for which the income from said tax levy, ascertained as herein provided, may be insufficient to pay.

And the substitute was adopted.

Yeas, 58; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Lawson	Robertson
Adams	Dickson	Long (Butler)	Russell
Alexander	Edwards (Dallas)	Longshore	Shaw
Allen	Graham (Autauga)	Lynne	Sherrod
Andrews	Graham (Clarke)	Matthews (Wilcox)	Smith
Arnold	Griffin	Milford	Sparks
Austin	Guy	Mitchell	Stewart
Blunt	Hall (Henry)	Murphree	Tompkins
Bracken	Hall (Marion)	McDonald	Trammell
Brindley	Hale	Orr	Truss
Burks	Hollis	Partridge	Tunstall
Carnley	Howle	Peters	Van de Graff
Cliett	Ingram	Pittman	Wilson
Cobbs	Jones (Escambia)	Preston	Woodard
Collins	Johnson		

—58

And the bill:

H. 414. To amend section 6 of an act entitled, "An act to provide for elections to authorize any county in the State to levy and collect a special county tax for public school purposes not to exceed thirty (30) cents on each one hundred dollars (\$100) worth of taxable property in such county; to authorize any school district, in any county that may be levying special county taxes for school purposes of not less than thirty (30) cents on each one hundred dollars (\$100) worth of taxable property in such county, to levy a special district tax for school purposes not to exceed thirty (30) cents on each hundred dollars (\$100) worth of taxable property in such school district; and to authorize boards of education to issue interest-bearing warrants to erect, repair, and equip school buildings and to otherwise improve school facilities," approved February 13th, 1919.

As amended by the substitute, was read a third time at length and passed.

Yeas, 58; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Andrews	Bracken	Cliett
Adams	Arnold	Brindley	Cobbs
Alexander	Austin	Burks	Collins
Allen	Blunt	Carnley	Crump

Dickson	Ingram	McDonald	Smith
Edwards (Dallas)	Jones (Escambia)	Orr	Sparks
Graham (Autauga)	Johnson	Partridge	Stewart
Graham (Clarke)	Lawson	Peters	Tompkins
Griffin	Long (Butler)	Pittman	Trammell
Guy	Longshore	Preston	Truss
Hall (Henry)	Lynne	Robertson	Tunstall
Hall (Marion)	Matthews (Wilcox)	Russell	Van de Graff
Hale	Milford	Shaw	Wilson
Hollis	Mitchell	Sherrod	Woodard
Howle	Murphree		

—58

H. 719. To create and designate an additional trunk road, extending from Cullman, in the county of Cullman, west by Addison, thence south to Jasper and from Jasper south through Gurganus to Tuscaloosa in Tuscaloosa county, and to confer upon said road all of the rights and privileges now extended to trunk roads in this State.

Was read a third time at length and passed.

Yeas, 57; Nays, 0.

Yeas:

Messrs:

Adams	Crump	Long (Butler)	Preston
Alexander	Dansby	Long (Sumter)	Ross
Allen	Dickson	Longshore	Russell
Andrews	Edwards (Dallas)	Lynne	Shaw
Arnold	Graham (Autauga)	Matthews (Wilcox)	Sparks
Austin	Graham (Clarke)	Milford	Stewart
Blunt	Guy	Mitchell	Tompkins
Bracken	Hall (Henry)	Murphree	Trammell
Brindley	Hall (Marion)	McDonald	Van de Graff
Burks	Howle	Oliver	Waddell
Carnley	Ingram	Orr	Whorton
Christian	Jones (Escambia)	Partridge	Williams
Cliett	Johnson	Peters	Wilson
Cobbs	Lawson	Pittman	Woodard
Collins			

—57

H. 787. To establish an inferior criminal court for Jefferson county, Alabama, to define the jurisdiction and powers of said court, the judge, clerk and other officers thereof; to provide for a place of holding said court, terms and salaries of said judge and officers of said court, the manner of their appointment and election, and the payment of their salaries.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Local Legislation, said amendment being as follows:

AMENDMENT OF HOUSE BILL 787.

Amend House bill Number 787, as follows:

First: Strike out section nine (9) of said bill and insert in lieu thereof the following:

Section 9. That the clerk and deputy clerks of the second division of the municipal court of Birmingham, Alabama, shall act as the ex-officio clerk and the ex-officio deputy clerks, respectively, of the said Jefferson county court of misdemeanors until January 1, 1923, and until a clerk has been appointed and qualified as hereinafter provided. The judge of said Jefferson county court of misdemeanors, after January 1, 1923, shall appoint a clerk for said court, who shall hold office at the discretion of the judge appointing him, and who shall be a qualified elector in said county, and who shall exercise and perform all the duties and powers conferred and prescribed for the clerk of said court. The clerk including the ex-officio clerk herein provided for, shall give bond, with surety, in the penal sum of five thousand dollars, payable to the State of Alabama, and conditioned to faithfully discharge the duties of such office, which bond shall be approved by and filed in the office of the judge of probate of Jefferson county, Alabama, and which bond shall also be conditioned to pay over all money to the proper officers and persons to whom it is payable, and to faithfully account for all the money coming into his hands by virtue of his office, and said bond can be given in any solvent guaranty and indemnity company, and upon the said bond there shall be the same liabilities and remedies upon a bond of the clerk of the circuit court of said county. The premiums to be paid for making said bond shall be paid by the county of Jefferson.

The clerk, other than the said ex-officio clerk, of said court, shall receive a salary of twenty-one hundred dollars per annum, payable in equal monthly installments out of the county treasury of Jefferson county by warrants drawn by the judge of said court, showing that such clerk has performed the duties of the office for such month.

Should the business of the court require it, the judge will have the right, with the concurrence of the board of revenue of Jefferson county, Alabama, to appoint an additional deputy clerk, and his or her salary shall be fixed by the board of revenue, and paid out of the treasury of said county. The term of his or her services shall be determined by the judge compatibly with the volume of the business of the court and the necessity for the services of such clerk.

Second: Strike out section ten (10) of said bill and insert in lieu thereof the following:

Section 10. That the said ex-officio clerk and the said ex-officio deputy clerks of said court shall each receive as compensation for his services as such ex-officio clerk or ex-officio deputy clerk, respectively, the sum of three hundred dollars per annum, payable in equal monthly installments of twenty-five dollars out of the county treasury of Jefferson county upon warrants drawn on the county treasurer by the judge of said court, showing that said ex-officio clerk or ex-officio deputy clerk has performed his duties for the month, which shall be in addition to the salary received by him for his services as clerk or deputy clerk, respectively, of the second division of the municipal court of Birmingham.

Third: Strike out the following words in section eighteen (18) of said bill, to-wit: "and there shall be taxed as a part of the costs in each misdemeanor case prosecuted by any such deputy solicitor the same solicitor's fees that are authorized to be taxed in such cases in the county courts of this State," and insert in lieu thereof the following words, to-wit: "and there shall be taxed as a part of the costs in each misdemeanor case prosecuted by any such deputy solicitor the sum of five dollars, as solicitor's fee."

Fourth: By adding the following words and figures to said bill as section 33 thereof, to-wit:

Section 33. Provided, however, that the jurisdiction of the court created by this act shall not extend over offenses arising in any of the following precincts of said county of Jefferson, to-wit: 1, 2, 3, 4, 5, 7, 24, 27, 33, 35, 40, 41, 49, 51, 53 and 55.

And the amendment was adopted.

Yeas, 57; Nays, 0.

Yeas:

Messrs:

Adams	Crump	Long (Butler)	Preston
Alexander	Dansby	Longshore	Ross
Allen	Dickson	Lynne	Russell
Andrews	Edwards (Dallas)	Mathews (Clarke)	Shaw
Arnold	Graham (Autauga)	Mathews (Wilcox)	Sparks
Austin	Graham (Clarke)	Milford	Stewart
Blunt	Guy	Mitchell	Tompkins
Bracken	Hall (Henry)	Murphree	Trammell
Brindley	Hall (Marion)	McDonald	Van de Graff
Burks	Howle	Oliver	Waddell
Carnley	Ingram	Orr	Whorton
Christopher	Jones (Escambia)	Partridge	Williams
Cliett	Johnson	Peters	Wilson
Cobbs	Lawson	Pittman	Woodard
Collins			

And the bill:

H. 787. To establish an inferior criminal court for Jefferson county, Alabama, to define the jurisdiction and powers of said court, the judge, clerk and other officers thereof; to provide for a place of holding said court, terms and salaries of said judge and officers of said court, the manner of their appointment and election, and the payment of their salaries.

As amended, was read a third time at length and passed.

Yeas, 57; Nays, 0.

Yeas:

Messrs:

Adams	Crump	Long (Butler)	Preston
Alexander	Dansby	Longshore	Ross
Allen	Dickson	Lynne	Russell
Andrews	Edwards (Dallas)	Mathews (Clarke)	Shaw
Arnold	Graham (Autauga)	Matthews (Wilcox)	Sparks
Austin	Graham (Clarke)	Milford	Stewart
Blunt	Guy	Mitchell	Tompkins
Bracken	Hall (Henry)	Murphree	Trammell
Brindley	Hall (Marion)	McDonald	Van de Graff
Burks	Howle	Oliver	Waddell
Carnley	Ingram	Orr	Whorton
Christopher	Jones (Escambia)	Partridge	Williams
Cliett	Johnson	Peters	Wilson
Cobbs	Lawson	Pittman	Woodard
Collins			

—57

S. 323. To ratify, confirm and validate the issuance of road improvement warrant No. 256 for work on the Peach Tree road, by the court of county commissioners of Wilcox county, Alabama; and to ratify, confirm and validate all orders, decrees and contracts by said court of county commissioners necessary to authorize the legal issue of said warrant; and to authorize the treasurer of Wilcox county, Alabama, to pay the interest on said warrant according to its terms as same matures; and to authorize the treasurer of said Wilcox county to pay the principal on said warrant when same matures according to its terms.

Was read a third time at length and passed.

Yeas, 57; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Bracken	Crump	Hall (Marion)
Adams	Brindley	Dansby	Hale
Alexander	Burks	Dickson	Hollis
Allen	Carnley	Edwards (Dallas)	Howle
Andrews	Christian	Graham (Autauga)	Ingram
Arnold	Cliett	Graham (Clarke)	Jones (Escambia)
Austin	Cobbs	Guy	Johnson
Blunt	Collins	Hall (Henry)	Lawson

Long (Butler)	McDonald	Robertson	Stewart
Long (Sumter)	Oakley	Ross	Tompkins
Lynne	Oliver	Russell	Trammell
Matthews (Wilcox)	Orr	Shaw	Tunstall
Milford	Parker	Sherrod	Wilson
Mitchell	Preston	Sparks	Woodard
Murphree			

—57

H. 588. To fix the salary of the judge of probate of Montgomery county, Alabama, and allowance for clerical help and other expenses in said office, and to provide for payment thereof.

Was read a third time at length and passed.

Yeas, 57; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Collins	Jones (Escambia)	Parker
Adams	Crump	Johnson	Preston
Alexander	Dansby	Lawson	Robertson
Allen	Dickson	Long (Butler)	Ross
Andrews	Edwards (Dallas)	Long (Sumter)	Russell
Arnold	Graham (Autauga)	Lynne	Shaw
Austin	Graham (Clarke)	Matthews (Wilcox)	Sherrod
Blunt	Guy	Milford	Sparks
Bracken	Hall (Henry)	Mitchell	Stewart
Brindley	Hall (Marion)	Murphree	Tompkins
Burks	Hale	McDonald	Trammell
Carnley	Hollis	Oakley	Tunstall
Christian	Howle	Oliver	Wilson
Cliett	Ingram	Orr	Woodard
Cobb			

—57

H. 463. To amend section 1 of an act entitled "An act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained," approved September 10th, 1915.

Was read a third time at length and passed.

Yeas, 57; Nays, 0.

Yeas:

Messrs:

Adams	Christian	Hall (Henry)	Matthews (Wilcox)
Alexander	Cliett	Hall (Marion)	Milford
Allen	Cobb	Howle	Mitchell
Andrews	Collins	Ingram	Murphree
Arnold	Crump	Jones (Escambia)	McDonald
Austin	Dansby	Johnson	Oliver
Blunt	Dickson	Lawson	Orr
Bracken	Edwards (Dallas)	Long (Butler)	Partridge
Brindley	Graham (Autauga)	Long (Sumter)	Peters
Burks	Graham (Clarke)	Longshore	Pittman
Carnley	Guy	Lynne	Preston

Ross	Stewart	Van de Graff	Williams
Russell	Tompkins	Waddell	Wilson
Shaw	Trammell	Whorton	Woodard
Sparks			

—57

S. 275. To provide that the clerk of the circuit court of Hale county, Alabama, shall be ex-officio clerk of the county court of said county, and to prescribe his duties as such, and to fix his compensation.

Was read a third time at length and passed.

Yeas, 57; Nays, 0.

Yeas:

Messrs:

Adams	Crump	Long (Butler)	Preston
Alexander	Dansby	Long (Sumter)	Ross
Allen	Dickson	Longshore	Russell
Andrews	Edwards (Dallas)	Lynne	Shaw
Arnold	Graham (Autauga)	Matthews (Wilcox)	Sparks
Austin	Graham (Clarke)	Milford	Stewart
Blunt	Guy	Mitchell	Tompkins
Bracken	Hall (Henry)	Murphree	Trammell
Brindley	Hall (Marion)	McDonald	Van de Graff
Burks	Howle	Oliver	Waddell
Carnley	Ingram	Orr	Whorton
Christian	Jones (Escambia)	Partridge	Williams
Cliett	Johnson	Peters	Wilson
Cobbs	Lawson	Pittman	Woodard
Collins			

—57

H. 581. To amend an act approved September 10, 1915, entitled, "An act to designate certain public roads in the State of Alabama as State trunk roads, and to provide the manner in which such roads shall be located, improved and maintained," and the several acts amendatory thereof.

Was read a third time at length and passed.

Yeas, 57; Nays, 0.

Yeas:

Messrs:

Adams	Crump	Long (Butler)	Preston
Alexander	Dansby	Long (Sumter)	Ross
Allen	Dickson	Longshore	Russell
Andrews	Edwards (Dallas)	Lynne	Shaw
Arnold	Graham (Autauga)	Matthews (Wilcox)	Sparks
Austin	Graham (Clarke)	Milford	Stewart
Blunt	Guy	Mitchell	Tompkins
Bracken	Hall (Henry)	Murphree	Trammell
Brindley	Hall (Marion)	McDonald	Van de Graff
Burks	Howle	Oliver	Waddell
Carnley	Ingram	Orr	Whorton
Christian	Jones (Escambia)	Partridge	Williams
Cliett	Johnson	Peters	Wilson
Cobbs	Lawson	Pittman	Woodard
Collins			

—57

H. 748. To amend section two of an act entitled "An act to authorize the holding of elections by municipal corporations in the State of Alabama, for the purpose of obtaining authority to issue bonds, for public purposes herein defined, and to provide for holding such elections, and declaring the result thereof, and to authorize the issue of such bonds when a majority of the voters participating in such elections vote in favor of the issue of such bonds, and regulate the issue, execution, sale and security of such bonds," approved August 26, 1909, as amended by an act approved February 20, 1915.

Was read a third time at length and passed.

Yeas, 57; Nays, 1.

Yeas:

Messrs:

Adams	Crump	Long (Butler)	Pittman
Alexander	Dansby	Long (Sumter)	Preston
Allen	Dickson	Longshore	Ross
Andrews	Edwards (Dallas)	Lynne	Russell
Arnold	Graham (Autauga)	Matthews (Wilcox)	Shaw
Austin	Graham (Clarke)	Milford	Sparks
Blunt	Guy	Mitchell	Stewart
Bracken	Hall (Henry)	Murphree	Tompkins
Brindley	Hall (Marion)	McDonald	Trammell
Burks	Howle	Oliver	Waddell
Carnley	Ingram	Orr	Whorton
Christian	Jones (Escambia)	Parker	Williams
Cliett	Johnson	Partridge	Wilson
Cobbs	Lawson	Peters	Woodard
Collins			

—57

Nays:

Mr. Van de Graff—1.

S. 223. To fix the salary of the judge of the county court in all counties having a population of not less than thirty-nine thousand one hundred ten (39,110) and not more than thirty-nine thousand two hundred (39,200) according to the Federal census of 1910 and provide for the payment of the same.

Was read a third time at length and passed.

Yeas, 57; Nays, 3.

Yeas:

Messrs:

Mr. Speaker	Bracken	Crump	Hall (Marion)
Adams	Brindley	Dansby	Hale
Alexander	Burks	Dickson	Hollis
Allen	Carnley	Edwards (Dallas)	Howle
Andrews	Christian	Graham (Autauga)	Ingram
Arnold	Cliett	Graham (Clarke)	Jones (Escambia)
Austin	Cobbs	Guy	Johnson
Blunt	Collins	Hall (Henry)	Jordan

Lawson	Murphree	Preston	Sparks
Long (Butler)	McDonald	Robertson	Stewart
Long (Sumter)	Oakley	Ross	Tompkins
Lynne	Oliver	Russell	Tunstall
Matthews (Wilcox)	Orr	Shaw	Wilson
Milford	Parker	Sherrod	Woodard
Mitchell			

—57

Nays:

Messrs:

Van de Graff	Whorton	Williams
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—3

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following joint resolution:

By Mr. Carmichael:

S. J. R. 121. Resolved by the Senate, the House concurring, that when the two houses adjourn today, it be till Wednesday, August 27, 1919, at 10 o'clock A. M.

Resolved further, that the two houses remain in session today until H. 383 shall be sent from the Senate to the House and conference committees, if necessary, shall be appointed.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Tunstall, the House concurred in and adopted the Senate joint resolution set out in the above and foregoing message from the Senate.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bills and returns same herewith to the House:

H. 702. To provide for the town of Albertville and school district known as the Albertville school district, to manage and control the affairs of its public schools in said school district; to provide for the election of a board of education by the town council of the town of Albertville, Alabama; to authorize said board of education to mortgage or pledge the property of said public school for the purpose of procuring additional funds to build or erect and equip a suitable public school building in said town of Albertville, and to authorize payment and satisfaction of said mortgage out of funds hereafter derived from the levy of a special school tax in said school district.

H. 486. To prescribe and regulate the payment of certain claims registered against the fine and forfeiture funds of St. Clair county, when there are such funds in the hands of the county treasurer or any bank or individual who are discharging the duties of county treasurer and to give notice to such persons there are funds in the hands of such treasurer for the payment of claims by publication in county newspaper for two weeks.

H. 390. To abolish the county court of Greene county and the offices thereto attached and to provide for the transfer of all trials of prosecutions instituted therein and not disposed of, together with all papers, processes, records and documents relating thereto, to the clerk of the circuit court of said county, and to provide for the clerk of said circuit court receiving the same to enter all such cases on the proper docket of said circuit court for trial as though originally filed therein.

H. 489. To make it unlawful for any person to take or catch fish in any of the waters of this State, or the tributaries of such waters emptying into Choctawhatchee bay by the use of any seine, hoop-net, trammel-net, or substitute therefor, except fish-baskets used only for the purpose of taking or catching cat fish, and to provide penalties for the violation of the provisions of this act.

H. 455. To regulate the trials of misdemeanors in Lawrence county.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and, as amended, has passed:

H. 383. To provide for the general revenue of the State of Alabama.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

Mr. Lynn moved that the House nonconcur in the Senate amendment to the bill, H. 383. To provide for the general revenue of the State of Alabama, and ask for a committee of conference, and the motion prevailed.

Mr. Long of Butler moved that the committee of conference be instructed to put back the machinery adopted by the House.

On motion of Mr. Merritt (Mr. Lynne presiding) the motion of Mr. Long of Butler was laid upon the table.

Yeas, 54; Nays, 16.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Lawson	Peters
Adams	Collins	Lee (Butler)	Pittman
Alexander	Crump	Long (Sumter)	Preston
Allen	Dansby	Longshore	Robertson
Andrews	Dickson	Lynne	Ross
Arnold	Edwards (Dallas)	Matthews (Wilcox)	Russell
Austin	Graham (Autauga)	Mitchell	Shaw
Blunt	Graham (Clarke)	Murphree	Sparks
Bracken	Griffin	McDonald	Stewart
Brindley	Hall (Henry)	Oakley	Trammell
Burks	Hall (Marion)	Oliver	Williams
Carnley	Hale	Orr	Wilson
Christian	Ingram	Partridge	Woodard
Cliett	Jones (Escambia)		

—54

Nays:

Messrs:

Guy	Johnson	Milford	Truss
Hardaway	Lee (Perry)	Sherrod	Tunstall
Hollis	Long (Butler)	Smith	Van de Graff
Howle	Mathews (Clarke)	Tompkins	Whorton

CONFERENCE COMMITTEE APPOINTED.

The Speaker named Messrs. Murphree, Lynne and Benners, as a committee of conference on part of the House on the disagreement of the two houses on the Senate amendment to the bill, H. 383. To provide for the general revenue of the State of Alabama, said Senate amendment being as follows:

Amend House bill No. 383, section 2, subdivision (a),

By striking out after the words "all cemeteries," the following words "all lots in incorporated cities and towns, or within one mile of any city or town, to the extent of one acre, and lots one mile or more distant from such cities and towns, to the extent of five acres, with the buildings thereon, when the same are used exclusively for religious worship, for schools, or for purposes purely charitable; all mortgages on real and personal property situated in this State, except as to privilege tax for recording the mortgage securing such credits, where such credits are secured by mortgage, and such mortgage is offered for filing for record," and insert in lieu thereof the following:

"all property, real or person, used exclusively for religious worship, for schools, or for purposes purely charitable; provided, however, that property, real or personal, owned by any educa-

tional, religious or charitable institution, society or corporation, let for rent or hire, or used for business purposes, shall not be exempt from taxation, notwithstanding the income from such property shall be used exclusively for educational, religious or charitable purposes; all mortgages, together with the notes, debts, and credits secured thereby on real and personal property situated in this State, which mortgages have been filed for record and the privilege tax paid thereon."

Also amend said section, subdivision (a) by adding at the end of said subdivision (a) the following words:

"All money on deposit in any bank or banking institution in this State and all solvent credits."

Amend House bill No. 383 by adding the following sub-section to section 2, which is sub-section H:

"h. All shipbuilding plants in the erection, construction and equipment of which not less than one hundred thousand dollars shall have been bona fide expended in that time, together with the buildings, works, machinery, appliances, and appurtenances thereof, and all additions necessary or proper for its practical operation made to any such plant, its buildings, works, machinery, appliances and appurtenances, shall be exempt from State, county and municipal taxation and licenses, except a franchise tax as provided by the Constitution, for a period of ten years from the time of the beginning of such construction. And all capital stock of any such shipbuilding plants shall likewise be exempt from taxation covering said period. Provided that such exemptions shall in no case extend beyond nine years from the date of the passage of this act. After the expiration of such nine years all such exemptions not already terminated shall cease and terminate, and provided further that no exemption shall extend beyond the date of ten years from the time of the commencement of construction; but this section shall not be construed to exempt from such taxation any lands upon which such plant is erected or which may be used in connection therewith. Provided, that no house or building inhabited by any person or used for the sale of any goods, wares or merchandise shall be exempt from taxation under this section."

Amend House bill No. 383 by adding the following sub-section to section 2, which is sub-section j:

"j. To encourage the development of the various unused water powers of this State, the plants, and the property, business, and franchises necessary for the production, transformation and distribution of electric current, of any person or firm, or of any corporation organized for the purpose of developing

hydro-electric power for the use of the public, shall, in consideration of the benefits to be derived by the public from the development and operation of such properties and plants, be exempt from State, county and municipal property and privilege taxation of all description, either under general or local laws, except a franchise tax as provided for by the Constitution, until ten years after the beginning of the construction of any such plant; provided that such exemptions shall in no case extend beyond nine years from the date of the passage of this act. After the expiration of such nine years, all such exemptions not already terminated shall cease and terminate; and provided further that no exemptions shall extend beyond ten years from the date of the commencement of construction. Nothing in this section shall be so construed as to exempt from taxation the lands upon which such plants are erected:

Amend House bill No. 383 by adding the following sub-section to section 2, which is sub-section k:

"k. The plant, property and business necessary for the manufacture of calcium cyanamid, of any person, or firm, or of any corporation organized for the purpose of manufacturing calcium cyanamid, shall be exempt from State, county and municipal property and privilege taxes of all descriptions, either under general or local laws, until ten years after the beginning of the construction of any such plants, except a franchise tax as required by section 229 of the Constitution of the State of Alabama; until ten years after the beginning of the construction of any such plant; provided that such exemptions shall in no case extend beyond nine years from the date of the passage of this act. After the expiration of such nine years, all such exemptions not already terminated shall cease and terminate; and provided further that no exemption shall extend beyond ten years from the date of the commencement of construction. Nothing in this section shall be so construed as to exempt from taxation the lands upon which such plants are erected."

Amend House bill No. 383, by adding the following:

Section 41½. "That a trial tax of three dollars be, and the same hereby is, imposed in each case, civil, criminal and equity, which hereafter goes upon the docket of any circuit court in this State, to be taxed and collected as other costs, and when collected, to be paid by the clerk of such court, into the general funds of the State treasury."

Amend House bill No. 383, section 5, subdivision (f), by adding at the end thereof the following words:

"which is specifically exempt from taxation."

Amend House bill No. 383, section 14, by inserting after the word "corporation" the words "or a bank."

Amend House bill No. 383, section 16, by adding to said section 16 the following:

"In ascertaining the amount of the annual franchise tax which shall be paid by any foreign corporation doing business in this State under this section, there shall be deducted from the amount of the capital employed by such corporation in this State the aggregate amount of loans of money made by such corporations in this State, and which shall be secured by existing mortgage or mortgages to it on real estate in this State, and upon which mortgages there shall have been paid the recording privilege tax provided by law."

Amend House bill No. 383 by adding section 16½:

"Section 16½. The franchise tax required by sections 15 and 16 shall be payable to the State board of equalization. The said State board of equalization shall pay two-thirds of each franchise tax collected into the State treasury; the remaining one-third shall be apportioned by the State board of equalization to the several counties in which the corporation does business in proportion to the amount of taxable value of property of such corporation in each of said counties, and shall be by the State board of equalization paid over to the county treasurer in such proportion."

Amend House bill No. 383, section 21:

By striking out the words "the secretary of which every" in the first line of said section, and substitute therefor the words "which any such."

Amend House bill No. 383, section 24:

By striking out the words "ten per cent" wherever said words occur in said section, and inserting in lieu thereof "five per cent."

Amend House bill No. 383, section 25:

By adding the following words "provided that domestic life companies paying a capital stock and other taxes required by law are exempt."

Amend House bill No. 383, page 20, line 45 and 46:

By striking out the words "and by bill posted at five or more public places in each election precinct."

Also by striking out the words on page 20, line 48, and page 21, line 1, "he shall visit each precinct," and insert in lieu thereof "he shall visit such places in the county as may be designated by order of the court of county commissioners or other governing body of the county."

Amend House bill No. 383, section 195:

By striking out the words "in all counties having forty thousand or more inhabitants," and by adding at the end of said section the following words "and shall by order specify the places in the county which the tax collector shall visit."

Amend House bill No. 383, section 260, so as to read as follows:

"Section 260. The certificate of purchase delivered by the tax collector to the purchaser at such sale, or to the State, in case the State is the purchaser, is assignable in writing, or by endorsement, and if the State is the purchaser such assignment shall be made by the State auditor upon the payment of the amount bid by the State, with interest thereon at the rate of eight per cent per annum, and the assignment thereof vests in the assignee and his legal representative all the right and title of the original purchaser or of the State, in case the State is the purchaser."

Amend House bill No. 383, section 302:

By striking out "five years" and inserting in lieu thereof "two years."

Amend House bill No. 383, section 335:

By adding after the words "State," where it occurs the second time (line 25 of the printed bill) the following words:

"except the income derived from loans of money made by such corporations in this State and which shall be secured by existing mortgages to it on real estate in this State and upon which mortgages there shall have been paid the recording privilege tax provided by law which income shall not be taxed, provided such sums are made at eight per cent or less, including commissions."

Amend House bill No. 383, section 336:

By adding subdivision 13.

"(13) Life insurance companies organized under the laws of this State, or any other state or country, and paying a license fee or privilege tax upon premium receipts for the privilege of transacting business in this State."

"Provided that this shall apply to and include life insurance companies covering life, health and accident risks in one policy on weekly payment plan.

Amend House bill No. 383, subdivision 2, section 338, paragraph B:

By adding at the end thereof the following:

"nothing in this paragraph (B) shall be construed as including the income derived from loans on real estate secured by mortgages on which the recording privilege tax has been paid."

Amend House bill No. 383:

By striking out sections 357 to 360 $\frac{1}{2}$, both inclusive.

Amend House bill No. 383, schedule 6:

By adding to the last line of said schedule the following: "Persons paying an automobile license may have the same transferred to any other person, or to any other car, provided the same is not of a greater horse power, by applying to the probate judge who issued the same, and it shall be his duty to make a record of the transfer, which shall be in writing."

Amend House bill No. 383, schedule 11-B:

By inserting right after the word "oil" and before the word "shall" the words "in any municipality or police jurisdiction thereof."

Also strike out in said schedule "ten" and insert "twenty."

Amend House bill No. 383, schedule 18:

By adding at the end of said schedule the following:

"This license shall not authorize the use of any private property without the consent of the owner."

Also by striking out "two hundred and fifty dollars," and inserting in lieu thereof "five hundred dollars."

Amend House bill No. 383, schedule 20:

By striking out schedule 20.

Amend House bill No. 383, schedule 22:

By striking out schedule 22.

Amend House bill No. 383, schedule 32:

By striking out "seven hundred dollars" and inserting in lieu thereof "five hundred dollars."

Amend House bill No. 383, subdivisions (b), (c), (d), (e), (f), (g) and (h) of schedule 48, so that said subdivisions shall read as follows, to-wit:

"(b) In municipalities having a population of five hundred people, or less than this number, two dollars and fifty cents per annum.

"(c) In municipalities having a population of five hundred people and over, and not exceeding one thousand, fifteen dollars per annum.

"(d) In municipalities having a population of one thousand and not exceeding two thousand, twenty-five dollars per annum.

"(e) In municipalities having a population of two thousand and not exceeding three thousand, thirty-five dollars per annum.

"(f) In municipalities having a population of three thousand and not exceeding four thousand, forty-five dollars per annum.

"(g) In municipalities having a population of four thousand and not exceeding five thousand, seventy-five dollars per annum.

"(h) In municipalities having a population of five thousand and not exceeding ten thousand, one hundred and twenty-five dollars per annum.

Amend House bill No. 383, schedule 58:

By striking out in said schedule the word "ten" and inserting in lieu thereof the word "fifteen," in the first sentence thereof.

Also by striking out in the last sentence the words "two thousand" and inserting in lieu thereof "twenty-five thousand."

Amend House bill No. 383, schedule 59:

By changing the period at the end of the second paragraph of said schedule to a comma and adding thereafter the words "nor by municipalities upon nonprofit fire and casualty insurance companies or associations doing business by mail or through traveling solicitors or agents, and not maintaining local agents therein."

Amend House bill No. 383, schedule 70:

By striking out from said schedule the words "The payment of the license required by this schedule shall authorize the doing of business in any town, city, or county in this State," and inserting in lieu thereof the following: "The payment of the license in one county of the State, as evidenced by the license or official certificate of the judge of probate, shall be sufficient; provided, however, that if an office is maintained in more than one county the license shall be payable in each county where an office is maintained."

Amend House bill No. 383, schedule 93:

By adding at the end thereof the following: "Provided that a merchant carrying sewing machines as a part of his stock in trade, and whose principal business is not selling sewing machines, shall not be required to pay this license."

Amend House bill No. 383, schedule 95:

By striking out "ten thousand" and inserting in lieu thereof "eight thousand."

Amend House bill No. 383, schedule 101:

By inserting after the words "loaning money" in the last sentence thereof the words "as an incident merely to the real estate business."

Amend House bill No. 383, schedule 102:

By striking out "one hundred" at the end of the first sentence and inserting in lieu thereof "five hundred."

Amend House bill No. 383, schedule 103, by adding the following:

"(a) In addition to said amount paid to the State as aforesaid for State purposes there may be levied and collected by the

several towns and cities of the State from said telegraph company or companies, for the privilege of doing intrastate business within the municipal limits a privilege or license tax to be computed and based on the population of said cities, as fixed by the last Federal census, as follows, to-wit:

(b) In municipalities having a population of one thousand people, or less than this number, five dollars per annum.

(c) In municipalities having a population of one thousand and over, and not exceeding five thousand, twenty-five dollars per annum.

(d) In municipalities having a population of five thousand and over, and not exceeding ten thousand, fifty dollars per annum.

(e) In municipalities having a population of ten thousand and over, and not exceeding twenty-five thousand, one hundred dollars per annum.

(f) In municipalities having a population of twenty-five thousand, and over, and not exceeding fifty thousand, two hundred and fifty dollars per annum.

(g) In municipalities having a population exceeding fifty thousand, five hundred dollars per annum.

(h) The license or privilege taxes above provided which shall be paid to the State and several towns and cities, according to population as above stated, shall be in lieu of all other license or privilege taxes required of said telegraph companies in this State, by any authority thereof, and shall be in lieu of all other taxes of whatever nature, except franchises, income, and except ad valorem tax on tangible and intangible property of said company located in this State.

Amend House bill No. 383, schedule 106:

By striking out "Provided that whenever the municipal authorities shall authorize them to operate on Sundays, the license shall be double the amount as hereinabove set out."

Amend House bill No. 383, schedule 122:

By striking out the words "two hundred dollars" at the end of said section, and adding thereto the following:

"and not over one hundred thousand, two hundred dollars.

"those having a capacity of more than one hundred thousand and not over one hundred and fifty thousand, three hundred dollars; those having a capacity of more than one hundred and fifty thousand and not more than two hundred thousand, four hundred dollars, and those having a capacity of more than two hundred thousand feet five hundred dollars."

Amend House bill No. 383:

By striking out sections 423 and 423³/₄.

Amend schedule 96, of Sec. 361, so as to read in the first three lines: "For each person engaged in the business of selling at retail non-alcoholic, carbonated or other soft drinks kept on hand and sold in bottles, shall pay an annual license of two and one-half dollars."

Amend Sec. 2, by adding thereto the following:

"M." To encourage the operation of air nitrate plants, and in order to promote and encourage the manufacture of cheap air nitrogen-containing fertilizers in this State; the buildings, works, machinery, appliances and appurtenances, and also the output or product of any air nitrate plant already built in this State and which may hereafter be owned or leased by any person, firm or corporation, shall be exempt from State, county and municipal taxation and license for a period of ten years. And all the capital stock or capital investment of any person, firm or corporation which may hereafter own or lease such plant or plants, shall likewise be exempt from all State, county and municipal taxation and license during said period of ten years; but this provision shall not be construed to exempt from taxation any lands upon which said plant or plants is erected, or which may be used in connection therewith.

Amend H. 383 by adding the following words at the end of section 25:

"and also domestic building and loan associations are hereby exempt."

Amend House bill No. 383 by striking from said bill all that portion thereof coming after the words "For the service required in the preceding section, when performed, the several tax collectors shall be entitled to the sum of two and one-half cents for each name so entered, to be paid out of the general fund of their respective counties, on the warrant of the judge of probate," in section 33, down to the words, "assessment of tax on tangible property of public utilities," just before section 157, and inserting in lieu thereof the following:

"TAX ASSESSORS.

"ELECTION, QUALIFICATIONS, AND COMPENSATION.—APPOINTMENT OF DEPUTIES.

Section 34. There shall be elected at the time, in the manner, and for the term provided by law, a tax assessor for each county in the State, who shall perform such duties as are prescribed by this act, or as may hereafter be provided by law, and whose term

of office shall be four years, beginning on the first day of October next after his election.

Section 35. Before entering upon the discharge of the duties of his office, the tax assessor must execute in duplicate a bond in the sum of two thousand dollars in counties having a population of less than fifty thousand. In counties having more than fifty thousand population, the amount of such bond shall be five thousand dollars. Such bonds shall be payable to the State of Alabama, with sufficient sureties, to be approved by the judge of probate of the county, and conditioned faithfully to discharge the duties of his office, which are, or may be required by law during the time he continues therein, or discharges any of the duties thereof. One of such duplicates must be filed and recorded in the office of the judge of probate, and the other must be filed in the office of the State auditor, on or before September first after his election.

Section 36. He shall also, before entering upon the discharge of the duties of his office, file in the office of the judge of probate of his county an oath in writing that he will faithfully and diligently discharge all the duties which are, or may be imposed upon him by law, and such oath must also be recorded.

Section 37. The tax assessor shall, during the current term of the present incumbent of said office, be paid commissions as now provided by law. After the expiration of the current term of the present incumbent of the office of tax assessor, the tax assessor shall be entitled to receive from the tax collector, out of the first money collected by him, giving him duplicate receipts therefor, one of which receipts shall be forwarded to the State auditor by the tax collector, the following commissions, to-wit: In counties where the collection do not exceed twelve thousand dollars, the rate of commission shall be eight per cent on the first thousand dollars: four per cent on the second thousand dollars, and two per cent on the remainder. In counties where the collections exceed twelve thousand dollars, the commissions shall be as above declared up to twelve thousand dollars, and one and one-half per cent on the remainder up to sixty thousand dollars, and on all above sixty thousand dollars, one per cent. He shall also be entitled to receive two per cent on all collections made by the tax collector on special taxes, whether such special taxes be levied for the State or county, to be paid out of such special taxes, except special county and district school taxes on which he shall receive one-half of one per cent.

Section 38. He shall not receive commissions on errors made in assessments, on abatements or deductions from assessments

allowed the taxpayer, nor shall he, after the abstract book has been turned over to the tax collector, receive commissions on any assessment to which an objection by the taxpayer, regularly entered, may then be pending, until such objection has been disposed of and the proper assessment ascertained and determined.

Section 39. For making the demand on the taxpayer for his list of property to be returned, and for each return of property to "owner unknown," to be charged to the taxpayer or property assessed and collected with the taxes, the assessor shall be entitled to fifty cents, to be entered upon the return and the assessment. But the assessor shall be entitled to only one demand fee against each taxpayer. For serving each subpoena for State witnesses or notice issued by order of the county supervisor of assessments, the tax assessor shall be entitled to receive twenty-five cents, to be taxed against the taxpayer and collected with the taxes, if the case made against such taxpayer be sustained, otherwise he shall receive no fees for the serving of such subpoena.

Section 40. The tax assessor is authorized to appoint deputies, and the acts of such deputies shall be recognized as his acts, and he shall be responsible for any loss sustained by any taxpayer, or by the State or county, by reason of any unlawful act done by any such deputies. Such deputies shall receive no compensation for their services out of the State or county revenue, except in cases otherwise provided by this act.

Section 41. It is the duty of the assessor to have printed, at the expense of the county, a sufficient number of assessment blanks in the form furnished and prepared by the State tax commission, and upon request of any taxpayer, the assessor shall furnish him with a copy or copies for the use of such taxpayer in listing his property for taxation. Said blank when filled out and returned to the tax assessor shall be known as the "tax return." Upon demand of any person making a return of property for taxation, the assessor shall furnish him with a copy of such return.

Section 42. The return and listing of property for taxation by the tax assessor must commence on the first day of October in every year, and shall be finished by him on the first day of January following; but the assessor may be allowed until the first Monday in February in each year to make a supplemental return or list of property which he may have failed to have returned or listed prior to the first day of January, and such supplemental return must be entered as any other return and shall be embraced in the abstracts made for the auditor and collector and State tax commission.

Section 43. Between the first day of October and the first day of January of each year, the tax assessor shall, in all counties having a population of one hundred thousand or less, visit each voting place in each precinct for the purpose of listing property for taxation, and he shall remain there one day in all country precincts and towns of less than one thousand inhabitants, from eight o'clock A. M. until four o'clock P. M. In towns other than county seats, of five thousand inhabitants or more, he shall remain at each place of appointment for one week, either by himself or deputy. In places of one thousand inhabitants and ~~not over five thousand. he shall remain at the place of appointment~~ for three days, either by himself or deputy. The assessor shall give at least ten days' notice by advertisement in a newspaper, if there be one published in the county, and by bill posted at five or more public places in each election precinct, of the time when and the place where he will attend to receive the tax returns. Upon the failure of the tax assessor to give the notice required by this section, or to attend any appointment made by him in any precinct, he shall, after legal notice, fill new appointments, or forfeit all claims to fees from such persons in such precinct as were disappointed by his non-attendance. In all counties having fifty thousand inhabitants or more, he shall keep his office open at the courthouse all the year round, and in all other counties, he shall keep his office open at the courthouse from the first day of October until the first day of May following, provided that the court of county commissioners, or court of like jurisdiction, may by order duly entered on its minutes as other orders and decrees of the court are entered, relieve the tax assessor from making the visits to each voting place in each precinct as above provided, when in the opinion of the court it is deemed advisable.

Section 44. It is the duty of every person in every election precinct to attend in person before the assessor on the first day of the appointment in the precinct of the taxpayer's residence, and then and there render to the assessor under oath a full and complete list of all property of which he was the owner, or in which he had any interest whatever, or of which he was trustee or agent on the first day of October of that year, and to enter upon such paper the amount of fire insurance carried upon any of the property so listed. The land and improvements thereon must be separately listed.

"On failure of the tax payer, for thirty days after demand or notice by the tax assessor, to furnish a sufficient description of his real estate, said tax assessor shall secure such description

by a survey of property by the county surveyor or otherwise, and the reasonable expenses incident thereto shall be added as costs to the taxes assessed against such tax payer.

Section 45. When a taxpayer resides out of the county, or by reason of any infirmity or disability is unable to attend any of the appointments of the assessor, or is a woman, such taxpayer may send in his or her list, duly sworn to, by any other person, or by mail, postage prepaid, or such list may be rendered by an agent having knowledge of his or her taxable property, and such return shall show the amount of fire insurance carried upon any of the property so listed. The land and the improvements thereon must be separately listed. Any person who knowingly subscribes to a list of property which is false, is guilty of perjury.

Section 46. The tax assessor, or his deputy, or any other officer administering the oath to the person making return of property for taxation, must orally administer the following oath to every taxpayer before making his returns:

"You do solemnly swear that you will true answers make to all lawful questions which may be put to you touching the returns you are about to make, and that you will make a full and complete return of all property owned by you, or in which you had any interest whatever, or of which you were trustee or agent on the first day of October of the present tax year, and that you will make a full, complete and true statement of the amount of fire insurance thereon, and this return is made upon your personal knowledge, so help you God."

Section 47. After administering the foregoing oath, the assessor, his deputy or other officer shall particularly inquire of the said taxpayer as to the items of property and subjects of taxation owned by said taxpayer, and for which he is liable to be taxed, and property exempt from taxation, in order that he may elicit from said taxpayer a complete statement of the whole amount and specified items of property, and subjects of taxation with which he should be charged for purposes of assessment and taxation, and the same shall be entered upon the proper blank, and the tax assessor, his deputy or other officer administering the oath, shall require the taxpayer to give an estimate of the value of each item of personal property for the information of the county supervisor of assessments, and the taxpayer shall, in making his returns, state how much fire insurance he carries on the improvements on his real estate, and how much fire insurance he carries on his personal property, but nothing in this act shall be construed as requiring the taxpayer to make oath as to the value of the property. Each taxpayer shall give to the assessor his occupation and postoffice address.

Section 48. Each person making return of property for assessment shall, after the same shall have been listed and the amount of fire insurance carried thereon stated, make and subscribe to the following oath, which shall be printed or written at the bottom of the assessment sheet, and which may be administered by the tax assessor, his deputy, or any other officer authorized by law to administer oaths:

"I do solemnly swear that the foregoing list of property returned by me (if not his own property, here state the capacity in which he returns such property for assessment) is a full and complete return of all the property owned by (here state "me" if the property returned is his own property, and if not his own property, state the name of the person, corporation or estate for whom the property is returned), or in which (here designating the owner for whom return is made) had any interest whatever, the situs of which for taxation, or exemption from taxation, is in this county, on the first of October of the present tax year, and that the statement of the amount of fire insurance carried thereon is correct, to my personal knowledge, and of the improvements on lands listed in the foregoing schedule, so help me God."

(Person giving in list will sign here.)

Subscribed and sworn to before me this day of
19.....

(Officer will sign here.)

(Give name and style of office here.)

Section 49. The person giving in such property for taxation shall enter upon said list his estimated value of every item of personal property listed, for the information of the county supervisor of assessments, but nothing in this act shall be considered as requiring the taxpayer to make oath as to the value of the property. Every person shall enter upon the assessment list his occupation and postoffice address.

Section 50. The description of real estate may be as follows: 1. If it is an entire section, it may be described by the number of the section, township and range. 2. If it is a subdivision of a section, authorized by the United States for the sale of public lands, it may be described by a designation of such subdivision, with the number of the section, township and range. 3. If it is less or other than a subdivision, it may be described by metes and bounds, or in some way by which it may be known. 4. If it is in a city, town or village, surveyed and laid off, and a plat thereof is recorded in the office of the judge of probate of the

county, or if a plat is accessible, and if it is as a whole lot or block, it shall be described by the designation of the number thereof, and if it is in a part of a whole lot or block, it may be described by metes and bounds, or in some other way by which it may be known, and it shall not be necessary to insert the quantity of such land in the assessment. If it is a tract of which the subdivision is not known to the assessor, it may be described by metes and bounds, or in some other way prescribed by the State tax commission, by which it may be known or identified. 6. It shall be sufficient to describe lands to be assessed or sold for taxes by initials, abbreviations and figures. 7. Mineral and timber interests, when they have been severed in ownership from the soil by sale, or otherwise, shall be separately returned for assessment. 8. If the surface right only is assessed for taxation, the description of the land may be preceded or followed by the letters S. R., and if the mineral interest only is assessed, the description of the land may be preceded or followed by the letters M. R.

Section 51. The property of every minor shall be listed by his guardian, if he has one; if he has no guardian, by his father, if living; if the father is dead, by his mother, if living. If the mother is also dead or married, by the person having it in charge; of the wife, by the husband, if living and sane, and the parties reside together; if the husband is dead or insane, or he is not living with his wife, by the wife; of any person for whose benefit the property is held in trust, by the trustee; of every deceased person, by the executor or administrator; of those whose property is in the hands of receivers, by such receivers; of every firm, or body corporate, by the partner, president, principal officer, or agent thereof; property in the hands or custody of any public officer or appointee of a court, by such officer or appointee; of those absent or unknown, by their agents; or by the person having it in charge; of insane or idiotic persons of full age, by their guardians, if they have any; if they have no guardian, by the person having it in charge; of the lessors of real property, by such lessors; and all persons herein required to list property for others shall list it separately from their own, and in the name of the owner thereof.

Section 52. After the thirty-first day of December in each year, the assessor shall in person, or by deputy, make a demand upon all taxpayers who have failed to make returns to him, for a list of their taxable property, and such demand may be made by written notice left with the taxpayer at his residence or place of business, or sent postpaid by registered mail, with return re-

ceipt demanded, to the taxpayer's last known place of residence, and it shall be the duty of such taxpayer to return such lists to the assessor by the first Monday in February following. For making this demand the tax assessor shall be entitled to a fee of fifty cents to be paid by the taxpayer, which shall be added to his tax list, and collected with the tax.

Section 53. Every person of full age and sound mind, and every firm and body corporate or politic, shall, when legally called on by the assessor, forthwith make a full, true and distinct statement of all real and personal property, with a correct description thereof, of land and improvements separately, of which he is the owner or holder, individually or as guardian, parent, husband, trustee, administrator, executor, receiver, accounting officer, partner, agent or factor, and including all moneys hoarded, held or owned on the first day of October of the current tax year, except moneys on deposit in bank, and except as herein otherwise prescribed.

Section 54. It shall be a misdemeanor for any taxpayer, or attorney, or agent of any taxpayer having authority to make tax returns, to fail, neglect, or refuse on demand of the tax assessor to fill out or have filled out the schedule or list herein provided for, or to fail to give the information herein provided for, or to fail, refuse, or neglect to take and subscribe to the oath or affirmation required to such schedules, or to fail to return the same to the assessor as prescribed by law.

Section 55. When any person, or any company, corporation or association, existing under the laws of this State, or under the laws of any other state or country, doing business in this State, is required to make to the assessor returns of the gross or net receipts, premiums or commissions of such business, and such returns are not made within the time required by law, but shall remain in default for the space of ten days thereafter, the assessor, after notice to the party required to make such returns, or if he is absent from the county, without notice, shall upon the best information he can obtain list and make up such returns upon the proper blank, describing the property to be assessed, as other items of property are described, noting thereon the failure of the owner after notice to make such return, and the accrual of a penalty of ten per cent of the value to be assessed thereon.

Section 56. Such lists of property returned for taxation shall be, by the assessor delivered to the county supervisor of assessments not later than the second Monday in January, and all supplemental returns shall be delivered to the said supervisor from time to time, as rapidly as is practicable, but in no event later

than the third Monday in February, and all other returns as soon thereafter as practicable.

Section 57. Having failed to procure upon verbal or written demand, from any delinquent his list of taxable property, before the first Monday in February, the assessor shall ascertain from inquiry, or otherwise, the property and other subjects of taxation upon which such person is liable to be taxed, and shall list and make return thereof upon the proper blank, and note upon such return the failure of the owner after notice to make such return, and the accrual of a penalty of ten per cent of the value to be assessed thereon, and deliver the same with other returns to the county supervisor of assessments.

Section 58. Whenever the tax assessor shall discover that any property has escaped taxation in any assessment within five years next preceding, he shall list and return said property for taxation for the years during which the same has escaped, and shall also endorse on such returns the year or years for which the property has escaped taxation, and the accrual of a penalty of ten per cent of the value to be assessed for each year, and deliver the same with other returns to the county supervisor of assessments.

Section 59. No penalties assessed against any property owner or his property for failure to return property for taxation shall be remitted except by order of the county supervisor of assessments, upon proof that the delinquent taxpayer was absent from the State, and had no resident agent therein during the time for making returns of property for taxation, or when such taxpayer labors under the disabilities of minority, or is a lunatic, or upon proof made that he was unable by reason of sickness to make returns in time required by law.

Section 60. It shall be the duty of the judges of probate, registers in chancery, and clerks of the circuit court and city courts, or the clerks of other courts of record in this State, to notify the tax assessor of each county of the appointment of every administrator, executor, guardian, trustee, accounting officer or receiver, within five days after such appointment.

Section 61. Whenever the tax assessor knows or learns of any property subject to taxation in his county, the owner of which he does not know, and which is not embraced in any return made to him prior to the first Monday of February, by any taxpayer, he shall list and make up on the proper blanks a return describing said property according to the best information he can obtain, and list the same to "owner unknown," and in any notice or advertisement or motion for a decree of sale, it shall be

described as so returned, and he shall also note the failure of the owner to make such return, and shall also note the accrual of a penalty of ten per cent of the value to be assessed thereon, and deliver the same with other returns, to the county supervisor of assessments. No lands shall be returned to "owner unknown" until the assessor shall have made a demand upon the person, if resident in the county, or by registered mail, if a non-resident, whose address is known, to whom such lands or property were last assessed, in the event said lands or property have been assessed, and the said assessor shall make diligent inquiry to ascertain the name of the owner of said lands or other property. Any assessor or deputy assessor who fails to comply with the requirements of this section shall be guilty of a misdemeanor.

Section 62. The assessor shall be entitled to the same fees for making returns of property which has escaped taxation as for making returns of property after a demand made by him on the taxpayer. In case of lands lying in one body, other than lands platted and subdivided into lots, the return shall be made on said lands as a whole, unless the assessor has reason to believe that they belong to different owners, in which case when lands lying in one body and supposed to belong to the same owner, must be included in one return, and no fee shall be allowed the assessor for any return made in disregard of this provision, but the assessment of any such property thereafter made shall not for that reason be invalid.

Section 63. The assessor must make and enter in an assessment book, suitably ruled and substantially bound, a condensed statement of all assessments made during each tax year, showing in separate columns the name of the owner, a description of the real estate and improvements thereon, the assessed value thereof, and value of the personal property assessed for taxation; and the assessor shall compute and enter opposite the name of each taxpayer the aggregate amount of State, county and special taxes with which such taxpayer is charged. When the county supervisor of assessments has completed his hearing of objections to assessments, the tax assessor shall complete the said book by making the proper entries therein, and foot up at the bottom of each page the aggregate amount of such taxes and show in conclusion the aggregate of all such taxes. Where appeals have been taken to the district tax court, this fact must be stated.

Provided that in all counties which may now have or which may hereafter have property, the assessed valuation of which amounts to one hundred million dollars, the assessor shall not be

required to prepare a book of assessments as provided for in this section, but in lieu thereof shall be required to arrange in alphabetical order original assessment lists, and cause the same to be permanently bound, and such assessment lists, when bound, shall constitute the book of assessments as herein provided, and the certificate of the tax supervisor provided for in the next section, shall be entered upon each of said bound volumes of assessments. Such assessment lists when bound shall be preserved permanently as a matter of record, and provided further that in making the tax collector's abstracts such abstracts shall be made direct from the assessment lists.

Section 64. After the book of assessments has been completed as herein provided, the county supervisor of assessments shall certify on the book of assessments that the same has been examined and corrected by him by comparing the book of assessments with the tax returns, both as to items of property and amounts of assessments, and approved by him, and that the amount of State tax is \$..... (here give amount), the amount of county tax is \$..... (here give amount), the amount of special taxes is \$..... (here give amount), specifying the total amount of each of such taxes, and such certificate is to be the warrant to the collector of the county to proceed to collect such taxes in the manner directed by law.

Section 65. When the book of assessments has been completed, as herein provided, the county tax assessor must without delay make out in triplicate upon forms to be furnished by the State auditor, a complete abstract of all real and personal property as contained in the assessment book of his county, showing the total amount and value of each class of taxable property, and property exempt from taxation, and the amount of tax on each item, extended in a column; such abstract of assessment must be approved and certified to by the county supervisor of assessments, one of which the said tax assessor must forward to the State auditor not later than the first day of October, of each year, one to the State tax commission, and the other he must deliver to the tax collector by said date. The State auditor shall report to the governor any tax assessor who for ten days after the date required has failed to forward to the State auditor the abstract of assessment of his county, and the governor shall forthwith require of such tax assessor an official report of the cause of such failure.

Section 66. After the book of assessments has been completed as herein provided, the tax assessor must enter in a book, in concise form, the amount of taxes assessed against each tax-

payer, showing separately the amount of taxes on real estate and personal property and other subjects of taxation, and the fees of the assessor, with a blank for the fees of the collector; and such book he must turn over to the tax collector on or before the fifteenth day of September.

For the services rendered by him in preparation of such book, he shall receive compensation to be allowed by the court of county commissioners as follows, viz.:—In counties where the aggregate assessed value of real and personal property amounts to two million dollars, or less, seventy-five dollars; when the assessed values amount to more than two million, and not exceeding four million dollars, one hundred dollars; when the assessed values amount to more than four million and not exceeding six million dollars, one hundred and twenty-five dollars; when the assessed values amount to more than six million and not exceeding eight million dollars, one hundred and fifty dollars; and when the assessed values amount to more than eight million dollars, such compensation as may be fixed by the court of county commissioners, not less than two hundred and not exceeding three hundred dollars; but any tax assessor who fails to complete such abstract by the time required shall forfeit all right to compensation.

Section 67. It is the duty of the tax assessor of every county in this State to procure at the expense of the county a book in the form to be prescribed by the State tax commission, in which he shall enter a complete map and list of all the blocks and lots which have been platted, and the maps of which are recorded in the office of the judge of probate or can be procured within his county, beginning with the lowest numbered block and lot and proceeding in numerical order to the highest, with the name of the owner set opposite each block and lot. Each subdivision or addition to any town or city shall be shown by proper headings at the top of each page of such lot book, and by an index in the front thereof, provided that if such plat books have already been made, the assessor shall annually make the entries thereon without compensation.

Section 68. The tax assessor shall make, or cause to be made, a complete plat book or books of all real estate in his county, unless such book or books have already been provided, in a form to be prescribed by the State tax commission, in which the name of the owner shall be entered on each separate subdivision, together with the assessed value thereof. The court of county commissioners, or court of like jurisdiction, shall pay out of the general fund of the county, for making out of the plat books required by this and the preceding section, a reasonable

amount of money as compensation to the person making out such book or books.

Section 69. The tax assessor shall each year before the first day of October in such year, revise the plat books provided for by sections 67 and 68 of this act, so as to correspond with the tax returns and values for such year, and as otherwise provided by law, or by the order of the State tax commission.

Section 70. In the event the tax assessor shall fail to comply with the requirements of sections 67, 68 and 69 of this act, in any year, he shall forfeit to the State of Alabama the sum of five hundred dollars, which may be collected by the State by suit upon his official bond.

Section 71. Such maps and plat books shall be kept in the office of the tax assessor, open to the inspection of the public at all times when not in use by the assessor or the county supervisor of assessments; provided that in those counties where the office of the tax assessor is not kept open for the entire year, said records shall, when the office of the tax assessor is closed, be deposited in the office of the judge of probate of the county.

Section 72. It shall be the duty of the court of county commissioners or other court of like jurisdiction, at the regular February term in each year, to levy the amount of general taxes required for the expenses of the county for the current year, not to exceed one-half of one per cent of the value of the taxable property as assessed for revenue for the State as shown by the book of assessments after it shall have been corrected, and at the same time levy the amount of special taxes required for the county for the current year, not to exceed one-fourth of one per cent, which levy shall be made upon the same basis of valuation provided above and when such levy shall be made, to certify the rate or rates of taxation, and the purpose or purposes for which the tax is levied to the tax assessor of the county.

Section 73. Except in cases where license or privilege taxes are to be paid monthly, the tax assessor shall on or before the tenth day of January of each year, prepare and deliver to the judge of probate a list of all taxpayers who are liable to pay a privilege or license tax to the State, and who shall have made returns of their property for taxation before January 1st, and shall also on or before the tenth day of March of each year, prepare and deliver to the judge of probate a supplemental list of all persons liable to pay a privilege or license tax, who have made return of their property for taxes, or who have been returned as escapes or delinquents since the making of the first list by the assessor.

Section 74. When the assessor has reason to believe that any person who has been assessed is about to leave the county, he shall at once notify the tax collector, in writing, and on his failure to do so, he shall be liable for the full amount of the taxes due, or to become due on such assessment.

COUNTY SUPERVISOR OF ASSESSMENTS.

Section 75. There is hereby created in each county in this State the office of county supervisor of assessments, the incumbent of which shall be over thirty years of age, a resident of such county, who shall be appointed as hereinafter provided for a term to expire on the first day of October, 1923, after which the term shall expire on the first day of October every four years thereafter, the term of office being for four years.

Section 76. The incumbent of such office shall be known as county supervisor of assessments. Within thirty days after this act goes into effect the governor shall appoint the incumbent of such office, whose term of office shall expire on the first day of October, 1923, and thereafter the successors of such incumbent shall, in like manner, be appointed for a term of four years to end on the first day of October of each fourth year, thereafter, 1923. Each incumbent shall hold, however, until his successor is appointed and commissioned.

Section 77. Such county supervisor of assessments shall be selected with a view to his fitness for the performance of the duties of said office, and his selection shall be limited to no profession, occupation, or calling, but such county supervisor of assessments shall not hold any other office of profit under this State, or any other State, or of the United States, or of any political division of this State, or of any other state or of the United States.

Section 78. Such county supervisor of assessments, before entering upon the duties of his office, must execute in duplicate a bond in the sum of two thousand dollars in counties having a population of less than fifty thousand inhabitants; and in counties having a population of fifty thousand or more, the amount of such bond shall be five thousand dollars. Such bond shall be payable to the State of Alabama, with sufficient sureties, to be approved by the judge of probate of the county, and conditioned faithfully to discharge the duties of his office, which are, or may be required by law during the time he continues therein, or discharges any of the duties thereof. One of such duplicates must be filed and recorded in the office of the judge of probate, and

the other must be filed in the office of the State auditor, before entering upon the discharge of the duties of his office.

Section 79. Said county supervisor of assessments before entering upon his duties, in addition to taking the regular oath of office now prescribed by the laws of the State of Alabama, shall take and subscribe to the following oath:

"I do solemnly swear that I am over thirty years of age, a qualified elector and resident of (here give the name of county), of the State of Alabama, that I will faithfully and honestly discharge the duties of county supervisor of assessments, and that I will fix the valuation of all property listed for taxation or submitted to me for valuation, at sixty per cent of its reasonable cash value, to the best of my judgment and ability, so help me God."

Such oath may be administered by any officer of the State authorized under the laws of the State to administer oaths, and shall be filed and recorded in the office of the State tax commission.

Section 80. That any vacancy in the office of county supervisor of assessments by death, resignation, or removal from office shall be filled in the same manner as the original appointment and for the unexpired term only.

Section 81. That the State tax commission shall have the power to remove such county supervisor of assessments from office whenever in the judgment of a majority of the members of said commission such removal will best subserve the interests of the State of Alabama.

Section 82. That the compensation of such county supervisor of assessments shall be as follows:

In counties having an assessment of more than \$175,000,000, according to the last preceding assessment, four thousand, four hundred dollars per annum.

In counties having an assessment of more than \$100,000,000 and not more than \$175,000,000, according to the last preceding assessment, four thousand dollars per annum.

In counties having an assessment of more than \$36,000,000 and not more than \$100,000,000, according to the last preceding assessment, three thousand, four hundred dollars per annum.

In counties having an assessment of more than \$15,000,000 and not more than \$36,000,000, according to the last preceding assessment, two thousand, eight hundred dollars per annum.

In counties having an assessment of more than \$11,000,000 and not more than \$15,000,000, according to the last preceding assessment, two thousand, two hundred dollars per annum.

In counties having an assessment of more than \$8,000,000 and not more than \$11,000,000, according to the last preceding assessment, one thousand, eight hundred dollars per annum.

In counties having an assessment of more than \$5,000,000 and not more than \$8,000,000, according to the last preceding assessment, one thousand, six hundred dollars per annum.

In counties having an assessment of more than \$4,500,000 and not more than \$5,000,000, according to the last preceding assessment, one thousand, four hundred dollars per annum.

In counties having an assessment of \$4,500,000 or less, according to the last preceding assessment, one thousand, two hundred dollars per annum.

That said salaries shall be paid monthly—one-half by the State on the warrant of the State auditor, and one-half by the county, out of the general funds of the county, on the warrant of the court of county commissioners or other court of like jurisdiction, and the same shall be a preferred claim against the funds of said county.

Section 83. That immediately after the first Monday in October of each year such county supervisor of assessments shall begin the valuation and equalization of all taxable property in the county for which he was appointed for the assessment of taxes to be levied thereon during the current fiscal year. The valuations of all property listed for taxes shall be entered by such county supervisor of assessments upon the tax lists as returned by the taxpayer, or as otherwise listed for taxes. The valuation of all real property as fixed by the county supervisor of assessments upon the tax lists shall be entered by the tax assessor upon the land and lot books of the county, which books shall be substantially bound and suitably ruled so that the description of real estate, the name of the owner, and the valuation of the real estate and improvements, as fixed by the county supervisor of assessments, or as fixed by the district tax court, or otherwise, may be shown thereon, and said books shall be so ruled that they will form a record for future reference. The form of such land and lot books shall be prescribed by the State tax commission, and such commission shall, after thirty days' notice by advertisement once a week for four successive weeks in one daily newspaper published in Birmingham, one published in Montgomery, and one published in Mobile, award a contract to the lowest responsible bidder, who shall agree to furnish said books of the quality, in the form and within the time stipulated by the State tax commission, to all counties of the State. The cost of said books shall

be paid by the respective counties upon the certificate of the State tax commission.

Section 84. Whenever any assessment of real property shall have been made by the county tax assessor, the supervisor of assessments, after personal inspection thereof, or the value fixed by the district tax court, or the State tax commission, the value thus fixed shall be and remain the taxable value of such property for a period of two years dating from the first day of October preceding, and the county supervisor of assessments shall not be required to again view, inspect, value and equalize the same during such two year period, unless a revaluation and equalization shall be made by order and direction of the State tax commission, in which event the valuation thus fixed shall be and remain the taxable value of said property until the next biennial period of assessment, or unless there shall be a change in the value of such real property, or the buildings, structures or improvements thereon caused either by the destruction of or damage to said buildings, or by the erection or construction of new buildings, structures or improvements, or by the removal of minerals from said lands, or by the removal of turpentine from the timber on said lands, or by cutting the timber therefrom, in which event the assessment shall be increased or reduced by the county supervisor of assessments to the extent only of the increase or reduction in the value of such real property by reason of the changes above named.

Section 85. The county supervisor of assessments shall visit, inspect, examine, equalize and value each piece and parcel of real property in the county, and after such inspection and examination thereof shall cause to be recorded upon the land and lot books sixty per cent of the reasonable cash value of such real property. Where the land is assessed as acreage, the valuation shall be fixed for each forty acres or fraction thereof, and when real estate has been platted and divided into lots it shall not thereafter be assessed as acreage, but each lot shall be assessed. The said county supervisor of assessments shall also, as far as practicable, view, inspect, value and equalize all taxable property, other than real estate, shown by the tax returns and enter thereon sixty per cent of the reasonable cash value thereof. Said county supervisor of assessments may issue subpoenas to witnesses and may require the owner, occupant, or person in possession of such property to give him any information in his knowledge with regard to such property, the amount of rents, income and profits therefrom, and the county supervisor of assessments may require the production for inspection of all fire

insurance policies on the improvements, if real estate, or on personal property, for the current or preceding year.

The county supervisor of assessments is hereby authorized and empowered, by and with the consent of the State tax commission, to employ such expert assistants as said county supervisor of assessments may deem necessary for the proper valuation of the property of the county. Such expert assistants so employed shall receive such compensation as shall be agreed upon by the State tax commission, which compensation shall be paid out of the appropriation of the State tax commission.

Section 86. The county supervisor of assessments shall annually fix the value of all taxable property, other than real property, as shown by the assessments lists, and such values shall be entered thereon by the county supervisor of assessments. The values so fixed by the county supervisor of assessments and returned to the tax assessor shall be the taxable value of the property so valued and equalized by him, provided that in the event the value of real and personal property of any taxpayer is increased by the county supervisor of assessments over the assessed value thereof for the preceding year, the taxpayer shall be furnished by registered mail or in person with a statement showing separately the value of his personal property and his real property, and also that the county supervisor of assessments will sit to hear objections to the valuations and to correct errors on the first Monday in June, which notice shall be given on or before the last Monday in May. But failure to receive or give such notice shall not invalidate such assessment. The expense of postage incurred by the tax assessor in carrying out the provisions of this section shall be paid in equal proportions by the county and the State, upon a certified statement thereof by such tax assessor, filed with the court of county commissioners, or other board or court of like jurisdiction, and with the auditor of the State of Alabama.

Section 87. It shall be the duty of the county supervisors of assessments to carefully examine and inspect all tax returns and assessments delivered to him by the county tax assessor, and if he finds that any taxpayer has neglected to make a return, or has omitted from his return any property that should be returned, it shall be his duty to make up a return upon the proper blank, with a description of the property to be assessed, which property he shall then proceed to value and equalize in the same manner as other property is valued and equalized by him, and to the value placed thereon by the county supervisor of assessments

shall be added a penalty of ten per cent for the failure of the owner of such property to properly return the same.

Section 88. When the county supervisor of assessments shall have completed his work of valuing and equalizing property subject to taxation in his county, and such valuations shall have been entered upon the assessment lists, which shall not be later than the first Monday in May, 1920, and the first Monday in May of each year thereafter, he shall certify over his signature to the correctness of the tax returns, showing the valuations fixed by him, and shall deliver them to the tax assessor of the county as his report, and the tax assessor shall hold them in his office open to public inspection. The tax assessor shall then give notice by publication once a week for three consecutive weeks in a newspaper published in the county, and if no newspaper is published in the county, by posting notice in at least three public places in each precinct of the county, that the county supervisor of assessments has returned his report and that the same is open to inspection, and that the said county supervisor of assessments will sit at the courthouse in the county, beginning on the first Monday in June, to correct any errors in the assessments or valuations, and it shall be the duty of the county supervisor of assessments to see that such notice is given.

Section 89. For the purpose of hearing objections, if any, to assessments or valuations, fixed by the county supervisor of assessments, the said county supervisor of assessments shall sit at the courthouse in his respective county on the first Monday in June in each year, from 9 A. M. to 4 P. M. and shall continue for at least one week, and as much longer as may be necessary, provided he does not sit beyond the second Monday in July, unless otherwise ordered by the State tax commission, and provided further that where there is more than one courthouse in the county, the time for such sitting shall as nearly as practicable be equally divided between the respective courthouses thereof. At such sitting the property owner may appear in person, or by agent or attorney, and make his objection to any assessment or valuation theretofore made by the said county supervisor of assessments, and may produce evidence in support thereof, and it shall be the duty of the county supervisor of assessments to examine under oath any complaining property owner, and to examine any other witnesses under oath as to the reasonable cash value of the property of such owner, and if it is found from the evidence that the valuation theretofore placed by the said county supervisor of assessments was not sixty per cent of the reasonable cash value of such property, whether more or less,

then he shall correct the valuation or assessment, so that it will show sixty per cent of the reasonable cash value and such corrected amount shall constitute the taxable value of said property. But if said county supervisor of assessments shall find from the evidence that the valuation placed on the property was sixty per cent of the reasonable cash value thereof, then said valuation shall stand as the taxable value of said property, unless an appeal is taken therefrom to the district tax court, as provided by this act.

Section 90. When the county supervisor of assessments shall have completed the work of hearing objections against valuations fixed by him on the taxable property, he shall enter upon the tax return lists his corrected valuations, if any changes have been made therein, and shall deliver the same to the tax assessor of the county, which changed or altered valuations shall be the taxable value of the property or properties, unless an appeal is taken to the district tax court, or unless otherwise ordered by the State tax commission.

Section 91. The county supervisor of assessments, in the performance of his duties under the provisions of this act, shall have the same power and authority heretofore vested in county boards of equalization. Said county boards of equalization are hereby abolished.

Section 92. The county supervisor of assessments shall have and exercise exclusive right, each in his respective county, to fix the taxable value of all property therein not specifically required to be assessed otherwise, subject only to the right of appeal to the district tax court, except as otherwise provided by this act.

Section 93. Nothing herein shall be construed to require the county supervisor of assessments to value railroad property, telegraph and telephone lines, or any other property required by this act to be assessed by the State tax commission.

Section 94. The failure of the county supervisor of assessments to perform any of his duties at the time prescribed, or to complete his duties within the time specified by this act, shall not invalidate any assessment or any act of his made or done after the expiration of such time. The duty of the county supervisor of assessments to visit, inspect and examine each piece and parcel of real property in his county is directory and failure to do so shall not invalidate the assessments made by him.

Section 95. Whenever under the provisions of this act any notice, subpoena, or writing is required to be given or served, the same may be served by any sheriff in this State, or his deputy,

or by any lawful constable, or any tax assessor of this State, except as hereinafter provided.

Section 96. The county supervisor of assessments shall assess the income tax and excess profits tax of each person and corporation assessable in his county, subject to the supervision of the State income tax supervisor, and under the rules and regulations prescribed by him, except the income tax and excess profits tax assessable against persons and corporations whose ad valorem taxes are by this act to be assessed by the State tax commission.

Section 97. The county supervisor of assessments shall either alone or with counsel represent the State and county in all cases pending before the district tax court of his county.

Section 98. The county supervisor of assessments shall assess the taxes against each auctioneer, as provided by subdivision J, of section 5, of this act, and shall return such assessment immediately to the tax assessor, who shall enter the same upon his books as in cases of other assessment, and such assessor shall immediately make a statement of such assessment and deliver the same to the tax collector for collection. Such taxes become assessable and payable immediately upon the expiration of each such auction sale.

DISTRICT TAX COURT.

Section 99. There is hereby created in each county in this State a court to be known as the "district tax court," to be composed of one presiding judge and two associate judges, one of whom shall be appointed in each county in this State, as hereinafter provided. Each judge shall be presiding judge of the court in his county, and the other two judges of the district shall be associate judges of the court of such county. Such appointment shall be made within sixty days after the passage of this act, and the term of office of the judges so appointed shall begin on the date of issuance of a commission to each of them by the secretary of State, and shall expire on the first day of October, 1923. Upon the expiration of the term of office of the judges so appointed, their successors shall in like manner be appointed for a term of four years, and thereafter the judges of such district tax courts shall likewise be appointed for a term of four years. In the case of a vacancy in the judgeship of any district tax court caused at any time by death, resignation, removal or otherwise, the vacancy so caused shall be filled by appointment in the same manner for the unexpired term.

Sec. 99½. The circuit judge shall appoint the member of the "district tax court" for such county in his judicial circuit, and

in counties or circuits having more than one circuit judge such appointments shall be made by the joint action of the two or more circuit judges. In the event said circuit judge or judges shall fail for sixty days to make such appointment, then the same shall be made by the governor.

Section 100. That the State is hereby divided into twenty-two tax court districts to be composed of counties as follows:

First District—Counties of Lauderdale, Colbert and Franklin.

Second District—Counties of Limestone, Morgan and Lawrence.

Third District—Counties of Madison, **Marshall** and Jackson.

Fourth District—Counties of Marion, Lamar and Fayette.

Fifth District—Counties of Winston, Walker and Cullman.

Sixth District—Counties of Jefferson, Blount and St. Clair.

Seventh District—Counties of DeKalb, Cherokee and Etowah.

Eighth District—Counties of Calhoun, Cleburne and Talladega.

Ninth District—Counties of Pickens, Tuscaloosa and Bibb.

Tenth District—Counties of Shelby, Chilton and Elmore.

Eleventh District—Counties of Clay, Coosa and Tallapoosa.

Twelfth District—Counties of Randolph, Chambers and Lee.

Thirteenth District—Counties of Sumter, Greene and Hale.

Fourteenth District—Counties of Perry, Dallas and Marengo.

Fifteenth District—Counties of Autauga, Lowndes and Montgomery.

Sixteenth District—Counties of Macon, Bullock and Russell.

Seventeenth District—Counties of Choctaw, Washington and Clarke.

Eighteenth District—Counties of Wilcox, Conecuh and Monroe.

Nineteenth District—Counties of Baldwin, Escambia and Mobile.

Twentieth District—Counties of Butler, Crenshaw and Covington.

Twenty-first District—Counties of Pike, Coffee and Geneva.

Twenty-second District—Counties of Barbour, Dale, Henry and Houston.

Section 101. That, except when otherwise provided, the district tax court in each county shall be held at the courthouse thereof, but where there are two courthouses in a county, the term of court shall be equally divided between said two courthouses.

Section 102. The district tax court shall be held in each of the counties of Franklin, Lawrence, Marshall, Marion, Winston,

St. Clair, DeKalb, Cleburne, Pickens, Shelby, Clay, Randolph, Sumter, Perry, Lowndes, Russell, Choctaw, Wilcox, Escambia, Crenshaw, Geneva, and Barbour beginning on the fourth Monday in July in each year, and may continue one week.

Section 103. The district tax court shall be held in each of the counties of Lauderdale, Limestone, Jackson, Lamar, Cullman, Blount, Cherokee, Talladega, Bibb, Chilton, Coosa, Chambers, Greene, Marengo, Autauga, Bullock, Washington, Conecuh, Baldwin, Covington, Coffee and Dale, beginning on the first Monday after the fourth Monday in July of each year, and may continue one week.

Section 104. The district tax court shall be held in each of the counties of Colbert, Morgan, Madison, Fayette, Walker, Jefferson, Etowah, Calhoun, Tuscaloosa, Elmore, Tallapoosa, Lee, Hale, Dallas, Montgomery, Macon, Clarke, Monroe, Mobile, Butler, and Pike, beginning on the second Monday after the fourth Monday in July of each year, and may continue two weeks.

Section 105. The district tax court in the county of Henry shall be held on the second Monday after the fourth Monday in July of each year, and may continue one week.

Section 106. The district tax court shall be held in the county of Houston, beginning on the third Monday after the fourth Monday in July of each year, and may continue two weeks.

Section 106 $\frac{1}{2}$. No session of the district tax court shall be held unless there has been notice given to it of appeals as provided by law.

Section 107. Whenever the business of the court shall for any reason be not disposed of in any county during the regular term provided by this act, the presiding judge of such court shall, at the termination of such regular term, by order signed by him and entered on the minutes of such court, direct said court to be reconvened at such date as he may designate in such order, which shall not be less than thirty days from the date of the expiration of such regular term, and such special term may continue until the business before it is disposed of. The clerk of such court shall immediately after the making of such order, or as soon thereafter as practicable, give notice in writing, sent by registered mail with return receipt demanded, to each defendant in cases undisposed of on the docket of said court, of the time and place of holding said special term of court, and shall also give notice of the time and place of holding such special term of court by publication once in a newspaper published in the county, and if no newspaper is published in the county, then by posting a

written notice thereof at the courthouse door where said court is to be held.

Section 108. That said district tax court shall have exclusive jurisdiction of all cases involving the proper valuation of any and every kind of property, and the amount of taxable income and excess profits, for taxation which may be appealed from the valuation or amount fixed thereon by the county supervisor of assessments; provided that the judges of each of said district tax courts shall have authority to adopt such rules of practice and procedure, not inconsistent with this act, as in their opinion may be necessary for the proper administration of the duties of said court.

Section 109. The district tax court in each county shall be a court of record, and the tax assessor of such county shall be ex-officio the clerk of such court, and shall keep the records of such court.

Section 110. The clerk of the district tax court shall have authority, first, to administer oaths and take affidavits in all cases coming before said court; second, to appoint deputies with full power to transact all business of such clerk, such deputies first taking an oath to support the Constitution and the laws of this State, and faithfully to discharge the duties of deputy clerk of the court for which they act; third, to exercise such powers as are or may be conferred on them by law.

Section 111. That it shall be the duty of the clerk of the district tax court, first, to sign and issue all summons, subpoenas, writs and other processes under the authority of the court; second, to keep a trial docket of all cases appealed from the valuation fixed by the county supervisor of assessments, in which must be entered all cases standing for trial at each term in the order in which they are brought, the name of the attorneys employed, if any, and what orders have been made in each cause, at any previous term; third, to keep a book in which must be entered the minutes of each day's proceedings during the term of court, in the order and form in which they are made or rendered; fourth, to keep a book upon which a final record of all pleadings filed in said court shall be made by such clerk; fifth, to keep all papers, books, dockets and records belonging to the office with care and security, the papers filed, arranged, numbered and labeled so as to be of easy reference, and the books, dockets and records properly lettered, and to allow parties to inspect the records free of charge; sixth, to attend court during the sessions thereof, with all papers belonging to the term so filed as to be of easy reference, and to administer all oaths and take

all affidavits in relation to the causes or proceedings pending therein; seventh, to make out and deliver, on application and payment of the regular fees, fifteen cents per hundred words, therefor, to any person applying for same, a correct transcript properly certified, of any paper or record in the office.

Section 112. The court of county commissioners, or other court of like jurisdiction, must allow to the clerk of the district tax court in his county the amount properly expended by him for books and stationery, and other supplies and equipment necessary for the use of his office.

Section 113. That the judges of such courts shall be subject to impeachment upon the same grounds and in the same manner that circuit court judges may now be impeached.

Section 114. That in cases where objection has been made by any taxpayer, his agent or attorney, to the valuation fixed by the county supervisor of assessments on any property assessed against such taxpayer, and such valuation is overruled by said county supervisor of assessments, such taxpayer, his agent or attorney, may take an appeal from the action of the county supervisor of assessments in overruling his objection to such valuation to the district tax court of such county.

Section 115. Each of the judges of said district tax court shall be a man of known integrity, selected with a view to his fitness for the performance of the duties of said office, and his selection shall be limited to no profession, occupation or calling, and he shall be over thirty years of age and shall be a qualified elector of his county.

Section 116. Each of the judges of said district tax court, before entering upon his duties as such, in addition to taking the regular oath of office now prescribed by the laws of the State of Alabama, shall take and subscribe to the following oath:

"I do solemnly swear that I am over thirty years of age, a qualified elector and resident of (here give the name of the county), State of Alabama, and that I will faithfully discharge the duties of judge of the district tax court of Alabama, and that I will fix the valuation of all property listed for taxation and submitted for valuation to the court of which I am a member, at sixty per cent of its reasonable cash value, to the best of my judgment and ability, so help me God."

Section 117. Whenever under the provisions of this act any notice, subpoena or writing is required to be given or served for or on account of the administration of said district tax court, same may be served by any sheriff in this State, or his deputy, or by any lawful constable; and compensation to such officer for

serving such notice, subpoena or writing shall be the same as is now allowed the sheriff for summoning witnesses for the circuit court in civil cases, which shall be paid by the court of county commissioners, or other court of like jurisdiction of the county, in the event the appeal is decided in favor of the contention of the taxpayer, and in the event the judgment of the court is against the contention of the taxpayer, judgment shall be entered in favor of the State and county and against such taxpayer for all costs incurred in such proceeding, for which execution may issue as in civil cases in the circuit court of the State, and the property of such taxpayer may be levied upon and sold by the sheriff of the county as in such cases.

Section 118. The style of all cases upon the trial docket and minutes of said district tax court shall be: "State of Alabama and County of (here give name of the county), Plaintiffs, vs. (here give name of taxpayer appealing), Defendant."

Section 119. Whenever the district tax court shall have rendered its judgment as to the value of any property, the county supervisor of assessments shall enter such valuations upon the assessment lists in the same manner as the original assessment valuations are entered, and the tax assessor shall make such records of same as are required to be made in values fixed by the county supervisor of assessments, and such valuation shall be the assessment value of said property under the laws of this State.

Section 120. All appeals from the ruling of the county supervisor of assessments in fixing values for property shall be taken within ten days after the date of the final decision of the county supervisor of assessments to the district tax court of the county, provided, however, that in the event the assessment or valuation is upon real estate only, then no bond shall be required as a condition precedent to the trying of such appeal. The trial upon such appeal shall be de novo and the court shall render judgment against the appellant for such taxes as may be or are to become lawfully due on such property. All of such appeals shall be set for trial at the first succeeding term of the court after the appeal is taken; provided, however, that no such appeal shall suspend the right of the State and counties to collect from the appellant taxes due upon his property as fixed for assessment for the preceding tax year, and the appellant shall, when the taxes are due, pay all taxes due at the assessed value for such preceding year. If the judgment of the court shall be rendered after the appellant shall have paid taxes based upon the assessed valuation for such preceding year, the court shall ascer-

tain and determine the amount of taxes so paid and render judgment only for the difference, if any, due upon the assessed valuation for such preceding year and the valuation as fixed by the court, and the judgment shall show this fact. Provided that if the court trying the case shall find that the value of the property is less than the assessed value upon which such taxpayer has paid taxes for the year in question, such fact shall be certified by the clerk of the court to the court of county commissioners, or other court of like jurisdiction, and the taxpayer shall be entitled to be paid back the amount in excess of his taxes actually due, by the tax collector, and the tax collector shall have credit therefor as an error in assessment on his settlement with the State and county authorities. From the judgment of the trial court, either party may appeal to the circuit court within thirty days from the rendition of the judgment where the trial shall be had *de novo*.

Section 121. In all districts composed of only three counties, the three judges in each of such districts shall constitute the court in each county in such district for the trial of cases appealed from the ruling of the county supervisor of assessments to the district tax court, except as by this act otherwise provided.

Section 122. In the twenty-second district the judges residing in the counties of Barbour, Dale and Houston shall constitute the court for Barbour county and for Dale county, for the trial of cases appealed from the ruling of the county supervisor of assessments to the district tax court; and the judges residing in the counties of Dale, Henry and Houston shall constitute the courts for Henry county and for Houston county, for the trial of cases appealed from the ruling of the county supervisor of assessments to the district tax court, except as by this act otherwise provided.

Section 123. The judges of the district tax courts may hold for one another when they deem it expedient, and shall do so when directed by the governor in writing.

Section 124. The opinion of a majority of the judges sitting at each of such district tax courts shall govern in the valuation and equalization of values of all property before them for determination, and in the judgment to be rendered.

Section 125. The secretary of State shall receive the same compensation for issuing commissions to each of the judges of the district tax court as he now receives for issuing commissions to the judges of circuit courts, to be paid by the appointee, which is to be disposed of by him in the same way as compensation received by him for issuing commissions to circuit court judges.

Section 126. That each of the judges of such district tax courts shall receive as compensation for his services while sitting upon the trial of cases before the court in any county, as follows: In counties having an assessment of more than \$100,000,000, according to the assessment of the preceding tax year, the sum of fifteen dollars per day for each day he is so engaged, not exceeding thirty days, unless otherwise ordered by the State tax commission; in counties having an assessment of more than \$36,000,000 and not more than \$100,000,000, according to the assessment for the preceding tax year, the sum of twelve dollars and fifty cents per day for each day he is so engaged, not exceeding eighteen days, unless otherwise ordered by the State tax commission; in counties having an assessment of not more than \$36,000,000, according to the assessment of the preceding tax year, the sum of ten dollars per day for each day he is so engaged, not exceeding twelve days, unless otherwise ordered by the State tax commission. The compensation above provided for shall be paid by the county treasurer, or person or corporation acting in that capacity, upon the warrant of the court of county commissioners, or other court of like jurisdiction, of the county in which such court is held, and the same shall be a preferred claim.

Section 127. That each of such judges shall receive five cents per mile each way from his home to the place of the sitting of such court and back once, at each term of such court, for traveling expenses, which shall be paid in the same manner as the compensation provided for in the preceding section.

Section 128. That in the event any judge shall move his residence from the county of which he was a resident at the time of his appointment, his office shall thereby be vacated and the vacancy shall be filled as early as practicable in the manner provided by this act for the filling of vacancies in such office.

Section 129. In case any judge shall fail to attend any term of court, the judges in attendance shall cause the fact to be entered upon the minutes of the court and such judges in attendance shall constitute the court for all purposes during the absence of such judge.

Section 130. The presiding judge of the district tax court in any county may frame and cause to be issued by the clerk of such court, any summons, subpoena, writ of execution, or other process, necessary for the proper administration of said court, or to carry into effect any lawful order, judgment or decree rendered or made by such court.

Section 131. Whenever any property has been valued by the district tax court and judgment has been rendered against the defendant for the amount of taxes due or to become due thereon, and no appeal has been taken from the judgment of such court, or in case where appeals have been taken and judgment has been affirmed, or a new judgment has been rendered by the district tax court in accordance with the judgment and direction of the circuit court, and such taxes have become delinquent, it shall be the duty of the clerk of such court to issue a writ fieri facias against the goods, chattels, lands and tenements of the defendant, or the defendant and his sureties, for the satisfaction of such judgment and costs, if costs have been adjudged against such defendant, and such defendant, or defendant or sureties, shall not have any property, real or personal, exempt from levy and sale under such writ, and such writ shall constitute a lien prior to all other liens upon such goods, chattels, lands and tenements, and such writ shall be levied and sale thereunder made by the sheriff of the county just in the manner that levies and sales are made under writs of fieri facias issuing out of circuit courts in civil cases and such sheriff shall receive like commissions thereon; and in cases taxes are paid but judgment for costs is not paid, the writ shall issue for the satisfaction of such costs. A bill of costs shall accompany the execution where the judgment includes costs.

Section 132. If any attorney at law is appointed as a judge of any district tax court, it shall be unlawful for him, while holding such office, to accept employment in any matter affecting the revenue of the State, a county, city, or special tax district, and his doing so shall constitute sufficient grounds for his impeachment, in addition to all other grounds of impeachment.

STATE TAX COMMISSION.

Section 133. There is hereby created a commission to be known as "State tax commission," to be composed of a chairman and two associate members, who shall be appointed by the governor. The term of office of each of the members of said commission shall begin on the first day of October, 1919, or as soon thereafter as he shall be appointed and qualify, and shall expire on the first day of October, 1923, and upon the termination of the term of office of such members, their successors shall likewise be appointed by the governor for a term of four years, and thereafter the members of said commission shall likewise be appointed by the governor for a term of four years. The governor, at the time of the appointment of such commission, shall designate

which of said appointees shall be chairman of said commission. In case of a vacancy in said State tax commission caused at any time by death, resignation, removal or otherwise, the vacancy shall be filled by appointment by the governor and such appointment shall be for the unexpired term.

Section 134. The members of the State tax commission shall be qualified electors, known to possess high character and knowledge of the general subject of taxation and matters pertaining thereto. No member of said commission shall hold another office under the government of the United States, or under any other state or of this State, or any political subdivision thereof, during his incumbency of such office, and shall not hold any position of trust or profit, or engage in any occupation or business the conduct of which shall interfere or be inconsistent with the duties they shall assume as members of the State tax commission under the provisions of this act; provided, that no one shall be eligible to serve as a member of the State tax commission while employed by or financially interested in any public service corporation, and shall have been a citizen of Alabama for a period of five years, and shall be over thirty years of age, and shall be a freeholder, and provided further, that one of said members shall be a man learned in the law.

Section 135. The members of the State tax commission before entering upon the discharge of their duties, shall enter into bond in the sum of five thousand dollars for the faithful performance of his duties which bond shall be approved by the governor, and shall take, subscribe and file with the secretary of State the following special oath of office in addition to the general oath of office prescribed for public officers by the Constitution of Alabama, to-wit:

"I,....., do hereby solemnly swear that I will faithfully, impartially perform the duties of office as a member of the State tax commission, to which I have been appointed and which I now assume, without fear or favor, bias or thought of personal gain or advantage, to the best and utmost of my ability, capacity and power."

This oath shall be taken before any officer qualified to administer oaths in the State of Alabama, and thereupon shall be filed with the secretary of State.

Section 136. The members of the State tax commission shall each receive a salary of two hundred and fifty dollars per month for the time that he actually holds office, such salaries to be paid out of the State treasury in the same manner as the salaries of other State officials are paid.

Section 137. The State tax commission may appoint a secretary at a salary of not more than two thousand, four hundred dollars per annum, which salary shall be paid out of the State treasury in the same manner as the salaries of other State officials are paid. Said commission may employ such other persons as experts, engineers, stenographers, assistants or attorneys as may be necessary for the proper performance of the duties which may be required of said commission, and said commission shall fix the compensation of such other persons, with the approval of the governor, such compensation to be paid out of the State treasury upon a warrant drawn by the State auditor on a certificate or voucher of the commission, approved by the governor, but the amount to be expended by said commission for experts, engineers, assistants, stenographers or attorneys employed by the county supervisor of assessments, by and with the approval of the State tax commission, and all other expenses of every nature and character whatsoever incurred by the State tax commission, shall not exceed fifty thousand dollars per annum.

Section 138. It shall be the duty of the State tax commission, and it shall have power and authority:

a. To have and exercise general and complete supervision over the valuation, equalization and assessments and collections of taxes, and the enforcement of the tax laws of the State, and over the several county tax assessors, and county supervisors of assessments in the several counties of the State, and over each and every State and county official charged with the duty of valuing, equalizing, assessing, collecting or enforcing the payment of taxes and licenses to the State or to any county in the State, to the end that all assessments on property, privileges, incomes, excess profits, and franchises in the State shall be made in exact proportion to the true and just value thereof in substantial compliance with the law.

b. To confer with, advise and direct all tax assessors, tax collectors of the State and county taxes, and county supervisors of assessments, as to their duty under the laws of this State.

c. To direct actions, prosecutions and proceedings to be instituted to enforce the laws of this State relating to penalties, forfeitures, liabilities, and punishment of public officers, and officers or agents of corporations, companies or associations, or persons for failure or neglect to comply with the provisions of the law governing the return, assessment and taxation of property, privileges, income, excess profits and franchises in this State, and to cause complaints, information, action or prosecutions to be made or instituted against any tax assessor or collector in the proper court, or to the proper judge of any court,

for the removal of officers for official misconduct or neglect of duty.

d. To require county or circuit solicitors, and the attorney general of the State, to commence and prosecute actions, proceedings and prosecutions for penalties, forfeitures, impeachments and punishments for violations of the laws of the State in respect to the valuing, equalizing, assessment and collection of taxes and the enforcement of taxation of property, privileges and franchises subject to taxation, within the respective jurisdiction or spheres of official duty of said officers, and to employ attorneys for such purposes.

e. To require any county officer or other public officer in the State to report information as to the valuation, equalization and assessment of property, incomes or excess profits, collection of taxes, receipts from licenses and other sources, methods of taxation, values of franchises or intangible property or assets, subject to taxation, and such other information as may be needful in the work of the State tax commission in such form and upon such blanks as the commission may prescribe.

f. To require individuals, partnerships, associations and corporations, and the agents, officers and employees thereof, to furnish information concerning their capital, funded or otherwise, gross receipts, net profits or income, excess profits, current assets and liabilities, values of franchises, value of property, earnings, operating and other expenses, bonds, deeds, conduct of business, and all other facts, records, papers, documents, and other information of any kind demanded which may be needful in order to enable the commission to ascertain the value and relative burden to be borne by every kind of property in this State, but where a person, partnership, corporation, company or association is not engaged in a business which is subject to a tax on gross receipts, or on capital employed in this State, or on franchise, or on intangible property, or on income or on excess profits, the commission shall not inquire into, nor shall it require information as to the liabilities, earnings, profits and loss and expenses, or conduct of business of such persons, partnership, company, association or corporation.

g. To summon witnesses to appear and give testimony, and to procure records, books, papers, documents and all other information of any kind or character required relating to any matter which the commission shall have authority to investigate and determine. The witnesses may be summoned by subpoena issued by any member of the commission, or by the secretary thereof, in the name of the commission, directed to any sheriff of Alabama, and returnable to the commission, which subpoena

may be served in like manner as subpoenas issued out of any circuit court; or the subpoenas may be served by registered mail, addressed to the witness with return receipt demanded. In either case the subpoenas must be served at least five days previous to the time named therein for the appearance of the witness. Subpoenas duces tecum to any witness to appear and produce any records, books, papers or other documents, may be issued and served in like manner; provided that no officer of any bank or banking institution shall be required to disclose to the commission or any of its agents or clerks the deposits of its customers.

h. To cause the deposition of witnesses residing within or without the State to be taken upon such notice to the interested party, if any, as the commission may prescribe, in like manner as depositions of witnesses are taken in actions pending in the circuit court of the State, in any matter which the commission has authority to investigate or determine. The deposition shall be taken upon a commission issued by the State tax commission, or the secretary thereof, in the name of the commission, and returnable to the commission.

i. To visit in a body or separately the several counties in the State for the purpose of investigating the works and methods adopted by county assessors, collectors, county supervisors of assessments, or other officers or boards charged with the duty of valuing, equalizing, assessing, collecting, determining, or adjusting the taxation of real and personal property in this State, or in any county thereof; to examine carefully into all cases where evasions or violations of law established for the valuation, equalization, assessment and collection of taxes on property are alleged, complained of, or discovered, and to ascertain wherein existing laws are defective, or are improperly or negligently administered, and to report the result of the investigation and the facts ascertained to the governor from time to time when required by him.

j. To investigate the tax systems of other states; to inform themselves upon the subjects of taxation by the best available means to formulate and recommend such legislation as may be deemed expedient to prevent the evasions of any laws of the State relating to taxation, and to secure just and equal taxation and improvements in the system of taxation in this State.

k. To consult and confer with the governor upon the subject of taxation and the administration of the laws in relation thereto, and the progress of the work of the commission, and to furnish the governor from time to time such information as he may require.

1. To transmit to the governor, thirty days before the meeting of the Legislature, a written report showing all the taxable property in the State and the values of the same, in tabulated form, with recommendations for improvements in the system of taxation in the State, together with recommendations of such measures as the commission may formulate for the consideration of the Legislature in regard thereto.

m. To assess or cause to be assessed, by the proper officer, any property subject to taxation, and to set aside and hold for naught any valuation or assessment of property made by any county official within the State, or by any other official authorized to make assessments, and to reassess or re-value said property, unless the valuation or assessment shall have been previously in the same tax year confirmed or determined by a court of record on appeal; and may cause all its assessments, valuations, re-assessments or revaluations herein authorized to be entered in the proper assessment book, or record, or minutes of the several county officers, or of the appropriate boards or tribunals of this State authorized to assess property or to determine the question of assessments and taxation; provided such taxpayer may appeal from such revaluation by the State tax commission to the district tax court of the county.

Section 139. The secretary of said commission shall keep full and correct minutes and records of all hearings, transactions and proceedings of the commission, and he shall perform such other duties as may be required of him by law or by said commission from time to time. The commission shall make all needful rules not inconsistent with the law for the orderly, efficient and methodical performance of its duties, and for conducting hearings and other proceedings before it.

Section 140. Oaths to witnesses in any matter under the investigation or consideration of the commission may be administered by any member of the commission, or by the secretary thereof.

Section 141. The State tax commission shall have and maintain its offices at the capitol in Montgomery, and shall be provided with suitable rooms, necessary office furniture, supplies, stationery, books and maps, and all expenses of the commission incurred in the discharge of its duties and the administration of its functions shall be paid by the State treasurer out of the appropriation herein made for the annual expenses of the State tax commission, upon a warrant drawn by the State auditor on the certificate or voucher of the commission, approved by the governor; provided that the governor may at his discretion provide other or additional offices in the city of Montgomery for the

use of the State tax commission, the rent for same to be paid out of the appropriation of the State tax commission.

Section 142. All the members of the State tax commission, and the secretary of the commission, and all stenographers, experts, engineers, and assistants who may be employed by the commission, shall be entitled to receive their actual expenses while traveling or acting on the business of the commission, such expenses to be itemized and sworn to by the person who incurs the same, and vouchers attached as now provided by law, and shall be approved by said commission, and also by the governor, and shall be paid by the State treasurer out of the appropriation herein made for the annual expenses of the State tax commission upon warrant drawn by the auditor.

Section 143. All employees of the State tax commission shall be subject to the order of the commission, and may be removed by the commission, with or without cause.

Section 144. That it shall be the duty of the State tax commission to carefully examine the tax abstracts of all tax returns of the several counties of the State filed in the office of the auditor, and to compare said tax abstracts and tax returns for the purpose of ascertaining whether the tax valuation of the various classes of property as made by the respective counties of the State is reasonably uniform as between the respective counties. It is the purpose and intent of this act to bring about as far as practicable an equalization throughout the State of the values of the various classes of property subject to be taxed, so that values fixed in one county shall not be out of proportion to values fixed in other counties in the same classes of property. If it shall appear to said State tax commission that in any one or more counties of this State, or in any municipality or precinct of any county, the taxable values fixed upon any one or more classes of property are not reasonably uniform with the values fixed upon the same classes of property in the other counties, the said State tax commission shall investigate and inquire as to the reason thereof, and after making such investigation and comparison, shall have authority to order and direct the county supervisor of assessments to readjust and re-equalize the same for either the current or succeeding tax year, either by adding a fixed percentum to the total valuation of any class of property in any county or in any precinct or municipality therein, if they find the valuation too low; or by deducting a fixed percentum from the total county, precinct or municipal valuation of any class of property in any county, or in any precinct or municipality of any county, if they find the valuation too high, as may be just and right between the counties, precincts or municipalities, and so re-value

and re-equalize each item of such class of property that each such item of property will bear its just proportion of the raise so ordered, or receive its just share of the reduction. And the said State tax commission shall thereupon notify, by United States mail, postage prepaid, the county supervisor of assessments of the county affected that the county, precinct, or municipal valuations upon the classes of property specified in the said notice shall be raised or lowered by the percentum fixed by said State tax commission, and the auditor shall thereupon return to said county its tax abstract and other tax returns for correction accordingly.

Section 145. That upon the giving of such notice by the State tax commission of changes or corrections ordered to be made in the valuation of property within said county, it shall be the duty of the county supervisor of assessments receiving such notice to correct the county, precinct or municipal valuations upon the class or classes of property specified by the State tax commission, so as to make the same conform to the findings and orders of the said State tax commission by so re-valuing and re-equalizing each item of said class of property so that each such item will bear its just proportion of the raise so ordered, or receive its just proportion of the reduction.

Section 146. Whenever the county supervisor of assessments shall have completed his work of re-valuing and re-equalizing any class or classes of property, by order of the State tax commission, as provided by section 144 of this act, the said county supervisor of assessments shall certify under his signature to the correctness thereof, and shall deliver said reassessment or re-equalization to the tax assessor of the county as his report, and the tax assessor shall hold them in his office subject to public inspection. The tax assessor shall then give notice by publication once a week for three consecutive weeks in a newspaper published in the county, if any be published in the county; if no newspaper be published in the county, by posting notice in at least three public places in the county, that the county supervisor of assessments has returned his report, and that the same is open to inspection, and that the said county supervisor of assessments will sit at the courthouse in the county on a day to be named and fixed in said notice, to correct any errors in their valuations, and shall also give a like notice in person or by mail. It shall be the duty of the county supervisors of assessments to see that such notice is given and to sit at the courthouse in his county on the day named and fixed in said notice, and remain in session as long as may be necessary for the purpose of hearing objections, if any, made against said revaluation or re-equalization so fixed by

said county supervisor of assessments, and that at such session any property owner may appear in person or by attorney and make his objections to the value made by the county supervisor of assessments, and produce evidence in support thereof. And it shall be the duty of the county supervisor of assessments to examine the complainant under oath and to examine any other witness under oath, as to the reasonable cash value of the property of said owner, and if he finds from the evidence that revalues placed by him on the property were not sixty per cent of the reasonable cash value of such property, then he shall correct the valuations upon the tax returns as his report of said revaluation and re-equalization, so that it will show sixty per cent of the reasonable cash value, and such corrected amount so entered by the county supervisor of assessments shall constitute the taxable value of said property; but if the county supervisor of assessments shall find from all evidence that the revaluation placed by him on the property was sixty per cent of the reasonable cash value thereof, then said revaluation shall remain and stand as the taxable value of said property. The revised and corrected property valuation thus made shall be fixed as the legal valuation of the property for the payment of taxes, and it shall be the duty of the taxpayer to pay his taxes thereon accordingly. From the order or decree establishing such correct re-valuation the taxpayer shall have the right to appeal to the circuit court where the trial shall be had de novo.

Section 147. It shall be the duty of one or more members of the State tax commission to visit annually the several counties in the State for the purpose of familiarizing themselves with the character and values of the several classes of property therein, and investigate the methods and work of the county tax officials, and to ascertain wherein existing laws are defective or are improperly or negligently construed, and to report the result of this investigation and the facts ascertained to the governor from time to time, as required by him.

Section 148. In case any witness shall fail or refuse to testify to or in answer to any material question, or to produce any records, books, papers, or other documents in his custody or control when required to do so, any circuit court or court of like jurisdiction, or any judge thereof, upon the application of any member of the commission, shall issue an attachment for such witness and compel such witness to comply with the summons, or to attend before the commission and produce such books, documents, papers or records, and to give his testimony upon such matters, as he may be lawfully interrogated about; and the court or the judge thereof may punish such witness for contempt, as

in cases of disobedience of a like subpoena issued from such court for the refusal to testify in any cause pending therein. And any person who willfully refuses to appear or furnish the information required of him shall be deemed guilty of a misdemeanor.

Section 149. No witness shall be excused from attending or testifying, or from producing books, papers, records, accounts, and other documents before the commission, or in obedience to the subpoena issued by or in the name of the commission or any member thereof, on the ground or for the reason that the testimony, documentary or otherwise, required of him, may tend to incriminate him or subject him to a penalty or forfeiture. But no person shall be prosecuted or subjected to any penalty or forfeiture for or on account of any transaction, matter or thing concerning which he may testify or produce evidence, documentary or otherwise, before the commission, or in obedience to its subpoena; but no person so testifying shall be exempt from prosecution and punishment for perjury committed in so testifying.

Section 150. Every witness who shall appear before the commission by its order shall receive for his attendance the fees and mileage allowed by law for witnesses in civil cases in courts of record, which shall be audited and paid by the State in the same manner as other expenses of the State tax commission are audited and paid, upon the presentation of the proper vouchers sworn to by such witness and approved by the commission; but witnesses summoned by parties other than the commission shall be paid by the party or parties causing the witnesses to be summoned.

Section 151. Whenever any equalization or assessment shall have been made by the State tax commission or by the district tax court, the valuations thus fixed shall be and remain the taxable value of such property for a period of two years from the first day of October preceding, unless there shall be a change in the conditions of the improvements on said property, or the erection or construction of improvements thereon, in which event the assessment shall be increased or reduced to the extent only of the increase or reduction of the value of the improvements erected, altered or destroyed.

Section 152. Every person, firm or corporation whose property is required by this act to be assessed for taxation by the State tax commission, and not herein otherwise specifically required to make reports to the said commission, shall on or before the first day of March of each year, make a report of all of its property of every nature and character whatsoever, and such

other and further information upon such forms and in such manner as may be required by the State tax commission.

Section 153. It is hereby made the duty of the State tax commission, whenever in its judgment any class or classes of property in any county or counties, or in any subdivision of any county, is assessed disproportionately to the assessment of such property elsewhere in the State, and below sixty per cent of its reasonable cash value, to advertise the assessments of such property in some newspaper published in the county where same is assessable, giving the name of the person, firm, or corporation to whom the same is assessed, a description of the property, and the assessed value thereof.

Section 154. Whenever any matter is pending before any court affecting the revenue laws of the State, and in which the State is an interested party and the interest is very important, the State tax commission may, with the approval of the governor, employ special counsel to represent the interest of the State on the trial thereof; and no case pending before a court affecting the revenue laws of the State shall be dismissed by counsel representing the State, whether specially employed counsel or otherwise, except by order of the State tax commission.

Section 155. In all cases where the duty of assessing the ad valorem taxes of any person or corporation under this act is placed upon the State tax commission, the State tax commission shall also assess the income tax of such person or corporation, and in order to successfully and fairly assess such tax, may demand of such person or corporation, any information necessary and proper for such purpose, and such tax shall be paid in the same manner that the ad valorem taxes of such person or corporation are paid and shall be distributed to the counties for collection in the same proportion that such ad valorem taxes are distributed.

Section 156. The State board of equalization is hereby abolished.

Amend House bill No. 383 by striking out therefrom schedule 9 under section 361, and inserting in lieu thereof the following:

Schedule 9. One-half the license herein provided for shall be paid where the motor vehicle is acquired after April 1st of any year. The payment of the registration fee or license tax on motor vehicles shall be evidenced by the delivery to the party paying the same of a numbered license or tag, which shall be placed in a conspicuous place on the rear of the automobile or motor vehicle. It shall be a misdemeanor punishable by fine not exceeding twenty-five dollars, for each offense to display the tag

on any place other than the rear of the motor vehicle. The State tax commission shall provide tags for all motor vehicles, and shall also provide receipts in triplicate, one of which shall be retained by the probate judge; one shall be delivered to the person paying the license fee, and the third shall be mailed by the probate judge to the State tax commission on the day the license was issued. Every part of each receipt shall bear the same number as the tag delivered to the licensee. These receipts shall be prepared in the form to be determined by the State tax commission and delivered to the various probate judges along with the tags upon the requisition of the probate judge, under such rules and regulations as may be prescribed by the State tax commission; and the State tax commission shall have power to prescribe rules and regulations concerning the application for and deliverance to the licensee of the tag and receipt required by this schedule. Provided, however, that the automobile licensee shall be required to state in his application whether he proposes to use his automobile for private use or for commercial purposes. The tag furnished for commercial vehicles shall be of different shape and design from those used for private or pleasure cars. The registration fee or license tax herein required to be paid on motor vehicles shall be in lieu of all other privilege or license taxes which the State, or any county or municipality thereof might impose, where the motor vehicle is used by the owner for his private use and that of his family; provided that incorporated cities or towns are hereby authorized to collect a reasonable license or privilege tax on motor vehicles used for carrying passengers or freight for hire. Nothing herein contained shall be construed so as to impose a license tax on motor vehicles owned and used by any municipal corporation in this State, but all such vehicles shall bear a numbered tag, which the probate judge is authorized to deliver without the payment of any fee or charge, except the sum of fifty cents to cover the cost of each tag delivered by him to such municipal corporation, and the proceeds of such payments shall be made to the State treasurer without any deduction for commissions by the probate judge. Cars owned by the State shall also be required to bear a numbered tag, application for which shall be made to the probate judge of Montgomery county, and said probate judge is hereby authorized and required to deliver without cost such tag and receipt upon application of the proper official. The money collected as motor vehicle license taxes, less expenses, shall be distributed as follows: eighty per cent (80%) to the State and twenty per cent (20%) to the incorporated city or town in which the owner of the motor vehicle resides and twenty per cent (20%) to the county, if the owner of the motor vehicle resides outside of an incorporated city or town.

The money collected as motor vehicle license taxes by the State, less expenses, shall be used exclusively for building and maintenance of public roads and bridges as now or may hereafter be provided by law. It shall be unlawful for any person to mutilate or alter for the purpose of deception any motor vehicle tag provided for by this act. It shall also be unlawful for any person to use upon his car any tag in imitation of or substitution for real tags lawfully issued. It shall be the duty of all sheriffs, police officers and license inspectors to arrest persons violating these two preceding provisions, and a fine not exceeding fifty dollars may be imposed for each offense. In case the tag is lost or becomes mutilated beyond recognition the owner of the motor vehicle may file with the State tax commission an affidavit setting forth the fact that the tag has been lost, mutilated, or destroyed and upon the payment of one dollar, there shall be issued to him by said commission a new tag. In the case of a mutilated tag same shall be forwarded with the affidavit to the State tax commission and should the lost tag reappear and come into his possession, it shall be the duty of the person obtaining the new tag to immediately forward the old or replaced tag to the State tax commission. Should he or any one else use upon any motor vehicle the old or replaced tag, he shall be fined twice the amount of the license required for the motor vehicle upon which the tag is used and shall also be required to procure a license for said motor vehicle. Any one who makes any false affidavit in obtaining a tag from the State tax commission shall be guilty of perjury. When any one sells or transfers a motor vehicle for which a license tag has been procured and attached, such person may use such vehicle without procuring another license tag, provided the person to whom such vehicle is transferred shall, within thirty days, notify in writing the probate judge issuing the license, and the State tax commission of such transfer, stating the name of the car, the number of the license tag, and the person from whom the vehicle was received and the date of the transfer, and unless such notice is given within such time, the license for such vehicle shall be void. Dealers in motor vehicles demonstrating their cars shall not be required to procure license tags from the probate judge, but before any dealer shall be permitted to operate upon the roads or streets in this State any motor vehicle for demonstration purposes, he shall apply to the State tax commission for dealers' tags, which shall be issued, for the sum of one dollar each, after the dealer has filed with the State tax commission a bond in some approved surety company, in the sum of not exceeding one thousand dollars, payable to the State. The condition of the bond shall be that he

will not himself use or permit any one else to use said dealers' tag or tags, except for the purpose of demonstrating his own cars for sale. Should any dealer violate the condition of said bond, the State may recover the sum of fifty dollars for each time he makes improper use of such tag.

Amend H. 383, by adding section 251½, page 18:

The payment of a franchise tax shall not be required by this State of any domestic life insurance company, paying a capital stock tax, or other tax required by law, and provided further, that domestic building and loan associations are exempt from franchise taxes.

Amend schedule 128. By striking out the words "No county license shall be required under this schedule," and by adding the following, "1/3 of said license shall be paid to the county in which said bottling works is located.

Amend schedule 11-B by striking out the words "but no license shall be paid to any county under this schedule."

Amend schedule 77. By striking out last line beginning with the word "municipalities" and ending with the word "receipts."

Amend schedule 76, by striking out last line beginning with the word "municipalities" and ending with the word "receipts."

Amend schedule 63. By striking out last line beginning with the word "municipalities" and ending with the word "receipts."

Amend schedule 45. By striking out the last line beginning with the word "municipalities" and ending with the word "receipts."

Amend schedule 43 by striking out last sentence beginning with the word "municipalities" and ending with the word "receipts."

Amend schedule 41. By striking out the last line beginning with the word "municipalities" and ending with the word "receipts."

Amend schedule No. 3. By striking out the last line beginning with the word "municipalities" and ending with the word "receipts."

Amendment to House bill No. 383:

Exemption of mutual fire and casualty insurance companies from income and excess profits taxes.

Amend subsection 2 of section 336, to read as follows:

"2—Mutual savings banks and fire and casualty insurance companies not having a capital stock represented by shares."

Amend subsection 4 of section 358, to read as follows:

"4—Co-operative banks and mutual fire and casualty insurance companies without capital stock, organized and operated for mutual purposes and without profit."

Amend schedule 32, at end of schedule:

Any person, firm, corporation or association who maintains a place of business outside of the State of Alabama, or who interchanges credit information or reports, or is affiliated with any similar agency operating in any other state, shall not be deemed a local credit reporting company under the terms of this act.

Amend schedule 7 section 361, of license schedule headed in italicized words:: "automobiles-commercial," by inserting after the first word "for" in said schedule, the word "motor," and by striking out the words in the first and second lines of said schedule and following the word "truck," the words "used for the purpose of carrying freight;" and by striking out in the second line of said section the word "thirty" and insert in lieu thereof the word "fifteen;" and by striking out in the third line of said section the words "forty-five" and inserting in lieu thereof the words "22.50;" by striking out in the fourth line of said section the words "seventy-five" and insert in lieu thereof the words "\$37.50;" and by striking out in line four of said schedule the words "one hundred twelve dollars and fifty cents" and insert in lieu thereof the words "56.25;" and by striking out in the fifth line of said section the words "one hundred and fifty dollars" and insert in lieu thereof the words "seventy-five." Motor trucks or motor vehicles used by the State or county or any municipality of this State shall not be liable for the payment of this tax, but shall carry tags.

Amend H. 383 by adding the following at the end of the license schedule, to be numbered schedule 129:

LABOR AGENTS.

Each person who shall engage in the business of hiring or soliciting laborers to go or to be employed outside of Alabama or in furnishing, arranging or providing transportation for laborers to go beyond the limits of Alabama or in advertising for such laborers shall be a labor agent within the meaning of this schedule. All assistants, sub-agents, partners, associates or employees of any such person shall be subject to the license hereby levied, whether such license be paid by their employer, principal, partner, associate or not.

Each labor agent within the meaning of this schedule shall pay annually a license tax of two thousand five hundred dollars for the use of the State and fifty per cent thereof for the use of the county; such license shall be paid in each county in which such labor agent engages in business or operates or undertakes to operate.

Such license shall be paid at the time and in the manner provided by statute for the payment of other licenses and shall be in lieu of other licenses levied on emigrant or labor agents.

This schedule shall go into effect on the approval of this act, and the payment of any license now in force shall not exempt any person from the payment of the license tax hereby levied.

Any person who shall engage in the business of a labor agent as herein defined without first paying the license hereby provided for shall be guilty of a misdemeanor.

~~It shall be a misdemeanor for any labor agent as herein defined to engage in business as such until he shall have filed with the probate judge of each county in which he does business a bond in the sum of five thousand dollars payable to the State of Alabama with a good and sufficient surety residing in such county (or if the surety be a corporation it shall be a corporation doing business in such county) to be approved by the probate judge of the county conditioned on the payment of such damages as any person may sustain by reason of any misrepresentation made to such person by such labor agent as to the nature, place, surroundings, pay or any other feature of any prospective employment of such person. On such bond an action may be sustained in his own name by each person who may suffer any damages as a result of any such misrepresentation to recover such damages.~~

A common carrier engaged in interstate commerce shall not in transporting any passengers or in employing or transporting laborers to work for it shall not be a labor agent within the meaning of that term as herein defined.

The license provided for in this schedule must be taken out for a full year, and cannot be taken out for a half year.

Add under caption Taxation of Corporations—Section 12, just after the words "owned by the corporation"

In arriving at the value of the shares of the stock of a corporation organized under the laws of Alabama for the purpose of conducting an insurance business, there shall be deducted from the value of such shares, in addition to the assessed value of its property, the amount of its bonds of the State of Alabama, or any Alabama good road bonds, or any county or municipality thereof, and of the United States held by such insurance corporation at the time of such assessment, which said bonds were held during all the six months preceding such assessment.

Amend section 412 of House bill No. 383 by striking out the word "six" wherever it occurs in said section, and inserting in lieu thereof the word "twelve."

Amend section 264 of House bill No. 383 by inserting after the words "for serving each notice" and before the words "but for his attendance at court" the following words: "which may be given by registered mail with return receipt demanded."

Amend section 239 of House bill No. 383 by striking out the word "one-fourth" wherever it occurs in said section and inserting in lieu thereof the word "one-half."

Amend section 363 by adding thereto the following words:

"Provided, that in case it should become necessary to remove any business for which a license is required by this section, from one location to another location in the same city or town, and such business be continued as the same kind and character, and by same person or firm, as that carried on at the former location, another license shall not be required for such business for the same license year.

Amend House bill 383, by striking schedule 84 of section 361, and inserting in lieu thereof, the following:

84—Pistols and pistol cartridges.—For each person, firm or corporation, dealing in pistols, pistol cartridges, and other metallic ammunition, rifles, or maxim silencers, bowie knives, dirk knives, brass knucks, or knucks of like kind, whether principal stock in trade or not, in cities and towns of thirty-five thousand inhabitants and over, one hundred and fifty dollars; in all other places, one hundred dollars, except 22 caliber rifle cartridges.

Amend House bill 383, section 335, by striking out of said section where it occurs prior to mortgages the word "existing."

Amend House bill 383, subdivision 2, section 338, paragraph B by striking out of said paragraph the words, "imposing a tax on" and inserting in lieu thereof, "including."

Amend House bill 383, section 2, by adding thereto as paragraph N the following: "Nothing in this act shall be construed as imposing a tax on mortgages on real estate and the notes and debts and credits secured by such mortgages or the income derived therefrom, provided the recording privilege tax provided by law has been paid on such mortgages."

Amend House bill No. 383, by inserting section 315½, as follows:

"Section 315½. Definitions. When hereafter used in this act —The term "person" includes private corporations, associations and individuals of this State.

The term "corporation" includes associations, joint stock companies and insurance companies.

The term "domestic" when applied to a corporation or partnership means created or organized under the laws of the State of Alabama.

The term "foreign" when applied to a corporation or partnership means created or organized outside of the State of Alabama.

The term "Revenue Act of 1918" means the United States revenue act of 1918, approved February 24th, 1919.

The term "cash" means any legal tender, negotiable paper or solvent credit.

The term "taxable year" means the calendar year or the fiscal year ending during such calendar year upon the basis of which net income is computed.

The term "fiscal year" means an accounting period of twelve months ending on the last day of any month ~~other than Decem-~~ber.

The term "tax payer" means any person or corporation whose income is subject to the payment of income tax under the provisions of this act.

The first taxable year, to be called the taxable year 1919, shall be the calendar year 1919 or any fiscal year ending during the calendar year 1919.

The term "fiduciary" means a guardian, trustee, executor, administrator, receiver, conservator or any person acting in any fiduciary capacity for any person, trust or estate.

The term "withholding agent" means any person required to deduct or withhold any tax under the provisions of this act.

The term "paid" for the purpose of the deductions and credits hereinafter provided for with respect to income tax means paid or accrued or paid or incurred, and the terms "paid or incurred" and "paid or accrued" shall be construed according to the method of accounting on the basis on which the net income is computed under this act.

Amend section 324, H. 383, by striking out subdivisions j and k, and inserting in lieu thereof, the following:

"j. Contributions or gifts made within the taxable year to recognized religious, charitable and scientific or educational institutions or institutions for the prevention of cruelty to children or animals which are not operated for profit and no part of the net earnings of which inures to the benefit of any private stockholder or individual, or contributions to the special fund for vocational rehabilitation authorized by section 7 of the United States vocational rehabilitation act, the amount of such deduction not to be, however, in excess of fifteen per cent of the taxpayer's net income as computed without the benefit of this paragraph. Such contributions or gifts shall be allowable as deductions only where made to institutions recognized as institutions for the above purposes under rules and regulations prescribed by the chairman of the State tax commission. In the case of a non-

resident individual or foreign corporation, this deduction shall be allowed only as to contributions or gifts made to domestic corporations or institutions within the State of Alabama or to such vocational rehabilitation fund, and as to such contributions to the vocational rehabilitation fund only in the proportion of the total of such contributions which the amount of gross income from all sources within the State of Alabama bears to the amount of gross income from all sources within and without the State of Alabama."

"k. In the case of a non-resident individual or foreign corporation, the deductions allowed in paragraphs a, d, f, g, h and i, shall be allowed only if and to the extent tht they are connected with income arising from a source within the State of Alabama, and a proper apportionment and allocation of the deductions with respect to sources of income within and without the State of Alabama shall be determined under rules and regulations prescribed by the State tax commission."

Amend section 324 of H. 383, by striking out subdivision (c), and inserting in lieu thereof the following:

"c. Taxes paid or accrued within the taxable year imposed (a) by the authority of the United States; (b) by the authority of any of the possessions of the United States; (c) by the authority of any state or territory, including the State of Alabama, or of any county, school district, municipality or other taxing subdivision of any state or territory, but not including those assessed against local benefits of a kind tending to increase the value of the property assessed; or in the case of a non-resident individual or foreign corporation, taxes paid or accrued within the taxable year imposed by the authority of the State of Alabama or any county, school district, municipality or other taxing subdivision of the State of Alabama, plus the proportion of tax imposed by other authorities above mentioned which the amount of gross income from sources within the State of Alabama bears to the amount of gross income from all sources within and without the State of Alabama.

Amend section 316, House bill No. 383, by striking out of said section wherever it occurs, the word "levied" and inserting in lieu thereof the word "assessed."

Amend section 317 of H. 383, by striking out the word "of" and immediately after the word "thereof" and inserting the word "or."

Amend H. 383, by striking out section 318, and inserting in lieu thereof the following:

"Section 318. Exchange of property.—When property is exchanged for other property, no income shall be deemed under this

act to have resulted from such exchange, unless the property received in exchange is cash or part cash, and in case of such an exchange for property other than cash, the new property received shall be treated as taking the place of the property exchanged.

Amend subdivision (a) of subdivision (2) of section 323, House bill No. 383, by striking out the words "the income of the owner from real and personal property provided said property has been assessed for taxation and the value fixed by law," and inserting in lieu thereof the following: "any debt for rent or hire of real or ~~personal~~ property while owned by the landlord or hirer, and all income from lands used for agricultural purposes."

Amend House bill 383, by striking out section 319 and inserting in lieu thereof, the following:

"Section 319. Sales of certain classes of property.—When real property, corporate stocks, bonds of any kind, notes, debentures, negotiable paper, or solvent credits are sold by a tax payer, for the purpose of determining the amount and rate of taxation due on account of any profit or loss resulting from any such sale, the profit or loss, as the case may be, shall be apportioned equally over the number of years during which the property so sold has been owned by the tax payer, or in the case of property owned by the tax payer on January 1, 1919, the number of years between January 1, 1919, and the date of sale, and the amount of tax to be paid on account shall be apportioned equally over the number of years during which the property so sold has been owned by the tax payer.

Amend section 323, of H. 383, by striking out subdivision (3) and inserting in lieu thereof the following:

(i) Interest on bonds, notes or other obligations secured by mortgage, conditional sale, agreement or contract, the privilege tax for the recording of which has been paid; (3) in the case of nonresident tax payers and foreign corporations doing business in the State, gross income includes only the gross income arising from sources within the State, including interest on bonds, notes or other interest-bearing obligations of residents, corporate or otherwise, the privilege tax for the recording of the mortgage securing which in the State of Alabama has not been paid, and including all amounts received (although paid under a contract for the sale of goods or otherwise), representing profits in the manufacture and disposition of goods within the State of Alabama.

Amend section 324 of H. 383, by striking out subdivision (b) and inserting in lieu thereof, the following:

"b. All interest paid or accrued within the taxable year on indebtedness, but in the case of a nonresident or a foreign cor-

poration, the proportion of such interest which the amount of gross income from sources within the State of Alabama bears to the amount of gross income from all sources within and without the State of Alabama."

Amend section 324 of H. 383 by adding to said section an additional subsection designated "1" to read as follows:

"Life insurance premiums to the extent of two hundred dollars annually."

Amend subdivision C, of section 326 of bill No. 383, so as to read as follows:

"Three hundred dollars for each person (other than husband or wife) dependent upon and receiving his chief support from the taxpayer, if such dependent person is under eighteen years of age or is incapable of self-support because mentally or physically defective."

Amend subdivision 3 of section 330, of House bill No. 383, by striking out at the end of the first sentence thereof, the words "tax collector of the county" and inserting in lieu thereof the words "State auditor."

Amend section 331, H. 383, so as to read as follows:

Individual taxpayers' returns.—Every taxpayer having a net income for the taxable years of one thousand dollars or over, if single, or if married and not living with husband or wife, and of two thousand dollars, if married and living with husband or wife, shall each year within thirty days after making the report of his entire net income to the treasury department of the United States for any fiscal or calendar year, but not later than the first day of June of any calendar year, make under oath to the State tax commission a return stating specifically the items of his gross income and the deductions and credits allowed by this act, his place of residence and post office address. If a husband and wife living together have an aggregate net income of two thousand dollars or over, each shall make a return unless the income of each is included in a single joint return. If the taxpayer is unable to make his own return, the return shall be made by a duly authorized agent or by the guardian or other person charged with the care of the person or property of such taxpayer. A taxpayer other than a resident shall not be entitled to the deductions authorized by section 324 unless he shall make under oath a complete return of his gross income both within and without the State."

Amend section 332, House bill No. 383, by inserting after the word "return" where it first occurs in said section, and before the word "for" the words "to the State tax commission."

Amend section 333, House bill No. 383, by striking out the words "State income tax supervisor of assessments or county tax assessor in the county where such fiduciary resides," where same occur in said section after the words "in the office of the" and before the words "shall be sufficient, etc.," and inserting in lieu thereof the words "State tax commission."

Amend section 335 of House bill No. 383, by striking out of said section wherever it occurs, the word "levied" and inserting in lieu thereof the word "assessed."

Amend section 339, subdivision 3, of H. 383, by striking therefrom the following words, viz.: "except income, ~~war~~ profits and excess profits taxes," wherever they occur therein.

Amend section 342 of House bill No. 383, by striking out the words "whose ad valorem taxes are assessed by the State board of equalization," where same occur after the word "act" and before the words "shall within thirty days;" also by striking from said section the words "State board of equalization, and every other corporation, joint stock company or association other than those just mentioned, subject to such tax shall within the time just mentioned make a return to the county tax assessor," after the words "make a return to the," and before the words "stating specifically, etc.," and inserting the words "State tax commission."

Also by striking out the following sentence: "In the case of foreign corporations whose ad valorem taxes are not assessable by the State board of equalization, the return shall be made to the tax assessor of the county in which it has its principal place of business, and if no principal place of business, in the county where its agent resides."

Amend section 343 of House bill No. 383 so as to read as follows:

"The income tax provided for in this act shall be assessed by the State tax commission upon blanks in the form to be prescribed by the State tax commission, and when such assessments shall have been completed the State tax commission shall notify each of such taxpayers, by registered mail with return receipt demanded, of the amount of his assessment for income taxes, and such taxpayer may at any time within thirty days after the mailing of such notice by the State tax commission appear before the State tax commission, in person, by agent or attorney, and show cause, if any he can, why said assessment is not correct, and such State tax commission shall thereupon correct such assessment, if they find such assessment to be incorrect."

Amend House bill No. 383 by striking out section 344 and inserting in lieu thereof the following:

Section 344: "Every taxpayer against whom an assessment for income taxes has been made shall, between the first day of October, 1920, and the first day of January, 1921, and between the first day of October of each subsequent year thereafter and the first day of January thereafter, pay to the State auditor the amount of income taxes assessed against him, and the State auditor shall thereupon give his receipt therefor. After the first day of January of each of such years such taxes not then paid shall be delinquent. The assessment and collection of such income taxes shall be under the supervision of the State tax commission and the governor shall designate one member thereof as State income tax supervisor, who shall, by and with the approval of the governor, employ such assistants and clerks as shall be necessary to carry on the work of his office."

Amend House bill No. 383 by adding thereto section 345½ which shall read as follows:

Section 345½. In case any taxpayer has through mistake paid an income tax which he is not legally due, or has paid an amount in excess of what he was in fact due, such taxpayer may make application in writing to the State tax commission to have such amount erroneously paid refunded, and upon making satisfactory proof to the State tax commission that such error was made, the State tax commission shall notify the auditor of the error and the auditor shall thereupon draw his warrant in favor of such taxpayer upon the treasurer of the State, to be paid out of the general fund of the State, for the amount erroneously paid and received by the State treasurer; the auditor shall notify the commissioners' court or board of revenue of any county of the amount erroneously paid by such taxpayer and received by such county, and such commissioners' court or board of revenue shall thereupon cause the same to be refunded by the county; and the State auditor shall also notify the governing body of any municipality that may have received any part thereof of the amount so received by such municipality and such governing body shall cause the same to be refunded from the treasury of such municipality. The fact that such taxes were regularly assessed shall not preclude such taxpayer from showing that the mistake had been made in such assessment or payment.

Amend section 346 of House bill No. 383 so as to read as follows:

Custody of income tax returns and records: The income tax returns and records shall remain in the office of the State tax commission and shall not be open to public inspection.

Amend section 347 of House bill No. 383 so as to read as follows:

Assessment of income tax against those failing to make return and penalties for such failure: Any person or corporation failing or refusing to make the list or return required by this act, or rendering a willfully false or fraudulent list or return, shall be assessed by the State tax commission on account of such income tax, in such manner as appears to it from the best information obtainable, either by examination of the defaulting taxpayer or any other evidence, that such taxpayer is liable for. In case of failure or neglect to make such list or return, the State tax commission shall add a penalty of not more than twenty-five per centum as a penalty to the amount of the tax due; and in the case of a willfully false or fraudulent return or list having been rendered, the State tax commission shall add a penalty of not more than fifty per centum as a penalty to said tax.

Amend section 348 of House bill No. 383 by striking out therefrom the words "or excess profits taxes."

Amend House bill No. 383 by striking out section 345 and inserting in lieu thereof the following:

Section 345. The income tax provided for in this act of persons and corporations whose ad valorem taxes are assessed by the State tax commission and of all corporations doing business in more than one county of this State shall be regarded as arising in the counties and municipalities of the State in the exact proportion as such ad valorem taxes are assessed or are apportioned among said counties and municipalities; all other income taxes shall be regarded as arising at the place of residence, if an individual, or at the principal place of business of the tax payer if a corporation. The State auditor shall within thirty days after the receipt of payment of any income taxes, pay over to the county treasurer, or person or corporation acting in that capacity for the county in which such tax is regarded as arising, twenty-five per cent of such taxes; to the treasurer of the municipal corporation in which such taxes are regarded as arising thirty-five per cent of the tax there arising; and to the treasurer of the State of Alabama the balance left after such payments, in each instance taking the receipt of the person to whom such money is paid.

Amend section 355 of House bill No. 383 by striking out from the caption thereof the words "The State board of equalization or the tax assessor," and inserting in lieu thereof the words "the State tax commission." Also by striking out at the beginning of the section the following words "the county tax assessor may at any time he sees proper, or at any time that he is required to do so by the State income tax supervisor or the State board of equalization," and inserting in lieu thereof the words "The State tax commission."

Amend section 356 of House bill No. 383 so as to read as follows:

Rules to be promulgated by the State tax commission: The State tax commission shall from time to time, as said commission shall deem desirable, promulgate such reasonable rules and regulations governing procedure and methods of ascertaining and determining gains and income so as to conform as nearly as possible to the best accounting practice in every trade or business, and as most clearly reflecting the income therefrom.

Amend H. 383 by adding after section 356 of the bill by adding thereafter a section to be numbered 356½ as follows:

"Any officer or employee who shall, in violation of the terms of this act disclose any fact connected with the return of income tax, shall be guilty of a misdemeanor, and shall be discharged from his office or employment."

Amend House bill No. 383 by striking out sections 357, 358, 359, 360, and 360½.

Amend House bill No. 383 by striking out from same wherever they occur in said bill the words "State board of equalization" and inserting in lieu thereof the words "State tax commission."

Amend section 324 of H. 383 by striking from subsection "C" the words, "except income, war profits and excess profits tax," and the words "except the amount of income, war profits or excess profits tax," where they occur therein.

Amend section 349, of House bill No. 383 so as to read as follows:

Section 349: Further provisions as to the collection of income taxes: That in every respect herein specified in this act, returns for the levy and collection of the taxes herein provided for shall be subject to all provisions of law relative to the assessment and collection of taxes on personal property, as far as applicable and the taxes hereby levied and provided for shall be a lien on all property, real and personal, of such taxpayers in this State from the date of the assessment until paid and the lien enforced as in the case of ad valorem taxes, and garnishment proceedings may issue in favor of the State for the collection of such income taxes, just as may be done for the collection of any debt as between individuals; and the State tax commission shall have further power and authority of levy and sale for the collection of such taxes as tax collectors have for the collection of ad valorem taxes; and the State tax commission may, in such matters, act through its duly authorized agents. The income taxes collected by the State tax commission shall be, as soon as practicable, turned over to the State auditor and his receipt taken

therefor. The State tax commission shall not collect any income tax before the same becomes delinquent, except in cases of emergency where delayed action might result in the loss of such taxes.

Amend section 350 of House bill No. 383 by striking out the words "any tax assessor or" where they occur at the beginning of the third sentence therein, and by inserting after the words "lock and key" and before the words "and any official" the words "by the State tax commission."

Amend section 354 of House bill No. 383 by striking out the words "tax assessor, or in the office of the State board of equalization, as the case may be, where the assessment was made," and inserting in lieu thereof the words, "State tax commission."

Amend House bill No. 383, section 338, subdivision 2, by striking out the word "insurance" at the end of said subdivision and inserting in lieu thereof the word "reinsurance."

Amend H. No. 383, by striking section 23 thereof from the said bill.

Amend House bill No. 383 by striking out from section 367 thereof the words "be punished as provided by section 9 of this act," and insert in lieu thereof the words "on conviction, be fined not less than the amount of the State and county license due by him, and not more than one hundred dollars in addition thereto, and may be sentenced to hard labor for the county for not more than six months; all fines to be paid in money and when collected, two-thirds shall be paid to the State and one-third to the county."

Amend schedule 93, by striking out "fifteen dollars" and inserting "ten dollars."

Amendment to schedule 83 of H. 383:

Schedule 83. Guns, rifles, etc. For each person, firm or corporation dealing in shot guns, rifles, noiseless rifles, or air rifles, and metallic ammunition, whether principal stock in trade or not; in cities and towns of one hundred thousand inhabitants or over, fifty dollars; in cities and towns of less than one hundred thousand inhabitants and no less than thirty-five thousand inhabitants, thirty-five dollars; in cities and towns of less than thirty-five thousand and not less than seven thousand inhabitants, twenty-five dollars; and all other places, fifteen dollars.

Amend section 197, House bill 383, by striking out the words "One-half of one per cent" where said words occur in line 9, of said section and inserting in lieu thereof the following words: "Such commissions as may be allowed by the commissioners court, boards of revenue or other governing bodies of the several counties of the State, to be not less than one-half of one per cent and not more than one per cent.

Amend schedule 66 of section 361, of House bill 383, by adding thereto the following words: "Providing this shall not apply to wagon mines which do not load said coal in or on railroad cars, boats or barges."

Amend schedule 110 of section 361 of House bill 383, by striking out the first two paragraphs of said schedule down through and including the words "one hundred and fifty dollars" and inserting in lieu thereof the following:

Schedule 110. Distillers of turpentine or rosin: Each person, firm, partnership, corporation or association operating a turpentine still or stills for the purpose of distilling or manufacturing spirits of turpentine or rosin, shall pay an annual privilege tax as follows:

On each still having a capacity of sixteen barrels or less, twenty dollars; on each still having a capacity of over sixteen barrels and not over twenty barrels, thirty-five dollars; on each still having a capacity of over twenty barrels and not over twenty-five barrels, forty-five dollars; on each still having a capacity of twenty-five barrels or over, sixty-five dollars.

Amend schedule 100 by striking out in line five (5) the words beginning with "municipality" and ending with "receipts."

Amend schedule 123, lines 7 and 8, by striking out the words "two hundred dollars" and inserting instead "fifty dollars."

Amend House bill No. 383, section 361, schedule 80, by adding thereto, after the words, "nor of persons totally blind," the words, "nor of persons who are physically disabled to do manual labor, who shall obtain a certificate from the county health officer as to such disability."

Amend section 361, H. 383, add after the words "five dollars" in schedule 43 the words "except Confederate veterans and veterans of the Spanish-American war and veterans of the war with Germany, including members of the volunteer medical service in the war with Germany."

Amend House bill No. 383 by adding a section to be numbered 356 $\frac{3}{4}$ as follows:

"Section 356 $\frac{3}{4}$. Income tax supervisor. The chairman of the State tax commission shall be ex-officio State income tax supervisor."

Amend House bill 383, section 355, by striking from section 355, the following words "the county tax assessor may at any time he sees proper or at any time he is required to do so by."

Amend section 316, H. 383, by striking out of said section wherever it occurs, the word "levied" and inserting in lieu thereof the word "assessed."

Amend schedule 66 of section 361 of House bill 383 by adding at the end of said schedule 66 the following:

Railroad weights shall govern in determining the amount of coal mined, provided said coal is loaded in railroad cars.

Amend schedule 67 of section 361 of H. 383 by adding at the end of said schedule 67, the following:

"Railroad weights shall govern in determining the amount of iron ore mined, provided said iron are is located in railroad cars."

Amendment to House bill No. 383. Amend schedule 59 by striking out "Each foreign insurance company desiring to carry on a business in this State, and each domestic insurance company, shall at the time of filing its annual statement procure from the insurance commissioner a certificate for such agent of such company in this State, showing that said company is authorized to do business, and that said agent is authorized to represent such company, and the commissioner shall collect for the use of the State for each certificate issued by him a fee of four dollars and for each official seal impressed on said certificate a fee of one dollar," and insert in lieu thereof the following:

"Each foreign insurance company desiring to carry on a business in this State and each domestic insurance company shall at the time of filing its annual statement procure from the insurance commissioner a certificate or license for each agent or other representative of such company soliciting business in this State showing that said company is authorized to do business, and that said agent or other representative is authorized to represent such company, and the commissioner shall collect for the use of the State for each certificate or license issued by him a fee of four dollars and for each official seal impressed on said certificate a fee of one dollar. To facilitate the collection of premium taxes and fees for agents, all stock fire and casualty insurance companies doing business in this State shall issue all policies upon property or risk in this State through resident agents duly licensed, who shall countersign all such policies. Each agent shall collect and retain the usual commission paid by the insurer except that not over one-half of such commission may be paid to a licensed nonresident agent or broker and such agent shall keep a true record of all policies thus issued or countersigned, and shall, upon request, furnish a verified copy thereof to the commissioner to aid him in the collection of all premium taxes due in this State. For failure of any agent to comply with the provisions of this paragraph, the commissioner shall, for a first offense suspend the license of such agent for not exceeding six months, and for a second offense revoke such license. Special resident or non-resident agents, nonresident brokers and resident solicitors must also be licensed but shall not issue or countersign fire or casualty insurance policies.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate accedes to the request of the House for a committee of conference on the disagreement of the two houses on the Senate amendment to the bill:

H. 383. To provide for the general revenue of the State of Alabama.

Conferees on part of the Senate, Messrs. Butler, Leith and Griffith.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 422. To create and establish the office of general guardian ad litem in all counties of over eighty-two thousand and less than one hundred thousand of population according to the last preceding Federal census or according to any subsequent Federal census; to prescribe his duties and qualifications; to provide for his appointment and to fix his compensation and term of office; to provide for the appointment of a guardian ad litem in cases where the general guardian ad litem is disqualified and where the interests of the infants interested in a case or antagonistic or conflicting; and to provide penalty for wrongful appointment of such guardian ad litem.

S. 450. To authorize the employment in counties of more than eighty-two thousand and less than one hundred thousand according to the latest Federal census, of persons to investigate and report violations of law, to prescribe the mode of their employment, their term of office, their duties, and the amount and method of payment for their services.

S. 451. To fix the compensation of members of the boards of revenue in this State in counties which now have, or which may hereafter have a population of eighty-two thousand people and not exceeding two hundred thousand people, according to the last Federal census, or any such census which may hereafter be taken, and to provide for the payment of such compensation.

S. 496. To extend the term of office in all cities, having commission form of government, of the commissioner to be elected in the year 1919, having a population of not less than 50,500, nor more than 100,000, according to the last Federal census, and to provide for an election at the end of the term as extended.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:

Judiciary: S. 451, S. 422, S. 450.

Municipal Organizations: S. 496.

BILLS ON THIRD READING.

H. 744. To ratify a resolution of the board of revenue of Jefferson county, Alabama, compromising the claim of Mrs. Effie McMickins against Jefferson county.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Hollis	Parker
Adams	Collins	Howle	Reynolds
Albright	Crump	Ingram	Ross
Allen	Dansby	Johnson	Salter
Andrews	Dodson	Lawson	Seale
Arnold	Dunaway	Lewis	Shaw
Benners	Faulk	Longshore	Simpson
Blunt	Fletcher	Lynne	Smith
Bracken	Gilbert	Milford	Stewart
Brindley	Griffin	Mitchell	Stoddard
Burks	Guy	Moorer	Trammell
Calvert	Hale	McDonald	Tunstall
Carnley	Hare	Oakley	Waddell
Clayton	Harrison	Oliver	Whorton
Cliett	Hawkins	Orr	Wilson

—60

S. 315. To fix and provide for the payment out of the county treasury the salary of the deputy solicitor for Cullman county, Alabama, and to repeal all laws and parts of laws in conflict herewith.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Carnley	Fletcher	Ingram
Adams	Christian	Gilbert	Johnson
Allen	Clayton	Griffin	Lawson
Arnold	Cliett	Guy	Lewis
Barganier	Cobbs	Hale	Longshore
Benners	Crump	Hardaway	Lynne
Blunt	Dansby	Hare	Milford
Brindley	Dodson	Hawkins	Mitchell
Burks	Dunaway	Hollis	Moorer
Burns	Faulk	Howle	McDonald

McLeod	Preston	Shaw	Truss
Oliver	Reynolds	Smith	Tunstall
Orr	Ross	Sparks	Waddell
Parker	Salter	Stewart	Williams
Peters	Seale	Tompkins	Wilson

—60

H. 769. To authorize the court of county commissioners of Bibb county, Alabama, to issue interest bearing warrants to officers and employees of said county in settlement of claims against the county for services when the county is unable to pay for such services when such claims accrue.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jordan	Seale
Adams	Dodson	Lawson	Shaw
Allen	Faulk	Lewis	Simpson
Arnold	Fletcher	Longshore	Smith
Barganier	Gilbert	Lynne	Sparks
Blunt	Griffin	Milford	Stewart
Brindley	Guy	Mitchell	Tompkins
Burks	Hale	Murphree	Trammell
Calvert	Hardaway	McLeod	Truss
Christian	Hare	Oliver	Tunstall
Clayton	Hawkins	Orr	Waddell
Cliett	Hollis	Parker	Whorton
Cobbs	Howle	Ross	Williams
Crump	Ingram	Russell	Wilson
Dansby	Johnson	Salter	Woodard

—60

H. 508. To empower and direct the court of county commissioners of Henry county, Alabama, to pay from the general fund of said county for the publication of notices of intention to apply for the enactment of local laws for said county when the same are applicable to the entire county.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Clayton	Hale	Longshore
Adams	Cliett	Hare	Lynne
Allen	Cobbs	Harrison	Milford
Andrews	Crump	Hawkins	Moorer
Arnold	Dansby	Hollis	Murphree
Barganier	Dodson	Howle	McLeod
Blunt	Faulk	Ingram	Oliver
Bracken	Fletcher	Johnson	Orr
Burks	Gilbert	Jordan	Parker
Carnley	Griffin	Lawson	Peters
Christian	Guy	Lewis	Pittman

Preston	Seale	Sparks	Tunstall
Ross	Shaw	Stoddard	Waddell
Russell	Simpson	Trammell	Whorton
Salter	Smith	Truss	Wilson

—60

S. 324. To repeal section seven of an act, Acts 1892-93, to regulate the fine and forfeiture fund of Wilcox county, and the payment of claims against said fund, and to provide funds for the payment of said claims.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Lewis	Shaw
Adams	Dansby	Longshore	Sherrrod
Alexander	Dickson	Lynne	Smith
Allen	Faulk	Milford	Sparks
Arnold	Gilbert	Mitchell	Stewart
Blunt	Griffin	Moorer	Stoddard
Bracken	Guy	McLeod	Tompkins
Brindley	Hale	Oakley	Trammell
Burks	Hare	Oliver	Truss
Calvert	Hawkins	Orr	Tunstall
Carnley	Hollis	Peters	Waddell
Christian	Howle	Preston	Whorton
Clayton	Johnson	Ross	Williams
Cliett	Jordan	Russell	Wilson
Cobbs	Lawson	Salter	Woodard

—60

H. 793. To authorize the city of Fairfield, in Jefferson county, Alabama, to levy taxes on all real and personal property, and franchises in said city, for the year beginning January 1, 1919, and ending December 31, 1919, and for each year thereafter; to provide the rate of said taxation; and to fix the value of property for taxation in said city; to provide when said taxes shall fall due and how same shall be collected and to fix the date of each tax year.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Adams	Calvert	Faulk	Hollis
Albright	Christian	Fletcher	Howle
Alexander	Clayton	Gilbert	Ingram
Allen	Cliett	Griffin	Johnson
Arnold	Cobbs	Guy	Jordan
Barganier	Crump	Hale	Lawson
Blunt	Dansby	Hardaway	Lewis
Bracken	Dodson	Hare	Lynne
Burks	Dunaway	Harrison	Milford

Mitchell	Orr	Salter	Tompkins
Moorer	Peters	Seale	Truss
Murphree	Pittman	Shaw	Tunstall
McLeod	Preston	Smith	Waddell
Oakley	Ross	Sparks	Whorton
Oliver	Russell	Stoddard	Wilson

—60

ADJOURNMENT.

On motion of Mr. Ross the House adjourned until Wednesday, July 27th, at 10 o'clock A. M.

THIRTY-NINTH DAY.

House of Representatives,
Wednesday, August 27th, 1919.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Mr. Briscoe of the Senate.

ROLL CALL.

On a call of the roll of the House the following members answered to their names:

Messrs:			
Mr. Speaker	Cobbs	Hardaway	Mathews (Clarke)
Adams	Collins	Hare	Matthews (Wilcox)
Albright	Crump	Harrison	Milford
Alexander	Dansby	Hawkins	Mitchell
Allen	Deese	Hollis	Murphree
Andrews	Dickson	Holmes (Baldwin)	McDonald
Arnold	Dodson	Holmes (Elmore)	McLeod
Austin	Edwards (Dallas)	Howle	Oakley
Baker	Edwards (Pike)	Ingram	Oliver
Benners	Ellis (Bullock)	Jones (Escambia)	Orr
Blunt	Ellis (Elmore)	Jones (Montgomery)	Parker
Bracken	Faulk	Johnson	Partridge
Brindley	Fletcher	Jordan	Peters
Burks	Gilbert	Lawson	Pittman
Burns	Graham (Autauga)	Lee (Butler)	Preston
Calvert	Graham (Clarke)	Lee (Perry)	Reynolds
Carnley	Griffin	Lewis	Ross
Christian	Guy	Long (Butler)	Russell
Christopher	Hall (Henry)	Long (Sumter)	Salter
Clayton	Hall (Marion)	Longshore	Seale
Cliett	Hale	Lynne	Shaw

Sherrod
Simpson
Smith
Sparks

Stewart
Stoddard
Tompkins
Trammell

Truss
Tunstall
Van de Graff
Waddell

Whorton
Williams
Wilson
Woodard

—100

A quorum was present.

LEAVE OF ABSENCE.

Indefinite leave of absence was granted to Messrs. Green and Dunaway.

REPORT OF COMMITTEE ON THE REVISION OF THE JOURNAL.

Mr. Speaker:

We, your Committee on the Revision of the Journal, beg leave to report that we have examined the Journal for the thirty-eighth day and find the same to be correct.

W. H. Shaw,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the thirty-eighth day was approved.

CERTIFICATE OF THE CLERK.

To the House of Representatives:

I hereby certify that the bill mentioned below was delivered to the executive department on the date and hour named and that I hold the receipt of the executive department for same:

Aug. 22, 1919, 12:30 P. M.:

H. 104. To repeal section 6698 of the Code of Alabama of 1907, and to make the clerks of the circuit courts of the respective counties ex-officio clerks of the county courts of said counties; to provide payment for services of such clerks, manner of payment and to provide for a bond as such clerk.

Fred H. Gormley,
Clerk.

RESOLUTIONS.

The following resolutions were introduced:

By Mr. Mathews of Clarke:

H. R. 164. Whereas, the greatest issue before the Legislature today is enacting educational laws that will give every child in the State of Alabama equal opportunities; and whereas, statistics prove that the public schools of the State have not made and are not now making the progress of higher educational institutions; and whereas, this condition is due to the fact that insuf-

ficient funds have been provided said schools; and whereas, according to the annual report of the State superintendent of education, 1918, page 174, there are in the public schools of the State 9,050 white teachers receiving annual salaries of only \$473.00 for males and only \$367.00 for females (annual report 1918, page 190); while the annual salary paid teachers and principals in county high schools is \$869.00 (page 217 and 221), and the average salary of agricultural school presidents and teachers is \$784.00 (pages 223 and 234); and whereas, the public schools, if they function, must be supplied with as high type of teachers as either of the two classes of schools named; and whereas, the former legislatures have apparently appropriated \$350,000 to the public schools, but in other sections have provided certain appropriations to be paid out of this amount; some of these appropriations being

1. Four Class A normal schools.....	\$ 80,000
2. Two Class B normal schools.....	10,000
3. Montgomery Normal	15,000
4. Huntsville Normal	4,000
5. Tuskegee Normal	3,000
6. Contingent fund of State superintendents.....	3,000
7. Rural schoolhouse fund.....	67,000
Total.....	\$182,000

Leaving the net amount of the appropriation going to the public schools only \$168,000; and whereas, the proposed educational code which has been introduced into this House apparently provides for an appropriation to the public schools of \$1,350,000, but the report of the budget committee calls for only \$1,000,000, out of which it is proposed to set aside amounts totalling next year

1. Four Class A normal schools.....	\$120,000
2. Two Class B normal schools.....	10,000
3. Montgomery Normal	20,000
4. Tuskegee Normal	5,000
5. Certification of teachers.....	15,000
6. Institute fund	15,000
7. Revolving fund for State board of education.....	100,000
8. Rural schoolhouse fund.....	67,000
9. Educational survey made by education committee created by present Legislature.....	10,000
10. Superintendent's contingent fund.....	5,000
Total.....	\$367,000

by the year 1922 the appropriation under said code to the Class A normal schools will reach \$180,000, then the total will assume the proportion of \$417,000 which will be deducted from the proposed \$1,350,000 in said code, or the \$1,000,000 allowed by the budget committee; and whereas, the House of Representatives believe that the public schools should have an appropriation, which should be as adequate, and as independent, as the appropriation made to any institutions of learning.

Therefore, be it resolved, that it is the sense of the House of Representatives that the sum of \$1,000,000 should be appropriated to the public schools of the State, and that this amount shall be free from deductions for any purposes, and that these schools shall be free to the children of Alabama.

Mr. Mathews of Clarke moved that the rules be suspended for the purpose of considering the resolution. The motion to suspend the rules was lost.

Yeas, 51; Nays, 15.

Yeas:

Messrs:			
Albright	Hall (Henry)	Mathews (Clarke)	Sherrod
Alexander	Hall (Marion)	Matthews (Wilcox)	Smith
Austin	Hale	Milford	Stewart
Baker	Hollis	Moorer	Stoddard
Blunt	Holmes (Baldwin)	McDonald	Tompkins
Brindley	Holmes (Elmore)	Oliver	Trammell
Carnley	Howle	Orr	Truss
Christian	Ingram	Parker	Tunstall
Clayton	Jones (Montgomery)	Partridge	Whorton
Edwards (Dallas)	Johnson	Peters	Williams
Faulk	Lawson	Pittman	Wilson
Graham (Clarke)	Lee (Perry)	Ross	Woodard
Guy	Long (Butler)	Salter	

—51

Nays:

Messrs:			
Mr. Speaker	Bracken	Dickson	Sparks
Allen	Burks	Hare	Van de Graff
Andrews	Calvert	Preston	Waddell
Arnold	Crump	Shaw	

—15

And the resolution was referred to the Standing Committee on Education.

By Mr. Carnley:

H. R. 165. Whereas, the Alabama Water Power Company is rapidly developing in this State a gigantic, natural monopoly, having to do with commodities of every day life—heat, light and power, vitally affecting every individual or manufacturing enterprise in Alabama; and,

Whereas, the Legislature of 1907 has seen fit to give to "corporations" only the State's most valuable asset—water power—if developed, estimated at one million and eighty-four horse power, and the State's sovereign power of eminent domain—the right to take private property for public uses—has been vested in these gigantic corporations, enabling them only, to go up and down our streams and sweep clean all minor enterprises or industries; and,

Whereas, these water power companies have been exempted from taxation for a period of years under the deception that this special privilege was necessary to encourage and secure the development of hydro-electric power; and,

Whereas, such exemptions from taxation are unfair, unjust, discriminatory, unreasonable and unnecessary, and in part contrary to the constitution of Alabama, which requires payment of franchise taxes by every such corporation which shall be in proportion to the amount of the capital stock; and,

Whereas, under section 2069 of the Code of Alabama of 1907, these companies were exempted, not only from all ad valorem taxes, but from "all privilege taxation of all description," including franchise or corporation taxes, contrary to the constitution of the State; and under the operation of these laws the Alabama Power Company has failed to pay, and the State has failed to collect, such corporation or franchise taxes, amounting to approximately \$1,140,000.00, besides large sums of interest thereon, and which large sums are now due the State and counties of Alabama; and

Whereas, the State board of compromise, during Governor Henderson's administration, has seen fit to relieve the Alabama Power Company, on its petition, of the payment of \$4,500.00 of the mortgage tax on a five million dollars mortgage, reducing the face value or amount of such mortgage to \$2,000,000.00, instead of the stipulated amount of \$5,000,000.00, allowing payment only of \$3,000; and has further relieved said Alabama Power Company from the payment of \$144,000.00 of the mortgage tax due on a one hundred million dollars mortgage, ordering payment only on \$4,000,000.00 of the face value or amount of a \$100,000,000.00 mortgage, and without warrant or authority of law, allowing said Alabama Power Company to pay mortgage tax on \$4,000,000.00, or \$6,000.00, and leaving the said sum of \$144,000.00, with interest thereon, yet due the State of Alabama and counties; and

Whereas, said Alabama Water Power Company, has, by a system of consolidation or merger, escaped the payment to the

State of approximately \$75,000.00, corporation charter fees, which should have been paid on increased capital stock; and

Whereas, this same gigantic, monopolistic water power corporation, through a system of organized and paid agencies, has become an active and controlling factor in Alabama politics, thereby securing favoritism and special privileges from bearing its proper share of the burdens of government, and successfully defeating the efforts of legislatures to repeal the said tax exemptions; and,

Whereas, Gov. O'Neal in his message to the Alabama Legislature recommended the repeal of these water power exemptions in the following language:

"Before the passage of the laws adopted in 1907, no dam could be erected across any navigable stream in Alabama without consent of the State government. There should be no disposition on our part to prevent the utilization of the enormous water-power now being wasted in our navigable streams, or to hamper or fetter any company seeking to develop this power by unjust or unreasonable restrictions. It is folly, however, to say that this power will not be developed unless investors are granted exemptions from taxation and all easements which the State might assess in this valuable asset.

"I would therefore recommend that the present laws granting to corporations developing water power the right and easement of the State in and to the beds of the stream as well as exemptions from taxation be repealed. I would recommend that in lieu thereof the State grant its right, title and interest in and to the beds and waters of its navigable streams only to those who will pay the State a reasonable toll on each horse-power developed and sold."

And, whereas, Gov. Henderson, in his message to the 1915 Legislature, condemned these exemptions in the following language:

"We also have fallen into the habit of exempting certain lines of industries from taxation for stated periods. This discrimination in taxation was instituted for the purpose of encouraging the investment of capital in favored industries, but I doubt if it has ever been the means of inducing the investment of any capital whatever within the State. All property should be required to pay its just share of the burdens of government and to recognize a contrary principle is simply to invite practices in the effort to secure favorable legislation that are insidious in their nature and tendencies."

And whereas, the Alabama Power Company is now trying to influence the present Legislature to continue the life of these

exemption laws for nine years more, and is seeking, through the general revenue bill, to re-enact said exemptions, for this continued period, excepting, however, the franchise tax required by the Constitution of Alabama (1901); and,

Whereas, the Revenue Bill, H. 383, as amended by the Senate, non-concurred in by the House, and now being considered by the Conference Committee, contains, in section 2, a re-enactment of these exemptions, notwithstanding the House did, by a large majority, vote to repeal said exemptions by sections 423 and 426 of said revenue bill; and, whereas, the people of Alabama are demanding fairness and equality in our tax burdens, and these big favored interests should bear their just proportion of the taxes, the general welfare of the people requiring;

Now, therefore, be it resolved by the House of Representatives of the State of Alabama, that an investigating committee of five members from the House be authorized and directed to make speedy investigation and report at once and during this session of the Legislature the amounts now due the State of Alabama and several counties by the Alabama Power Company, and make recommendation whether or not the governor should authorize the attorney general to institute proceedings to recover for the State amounts now due by the Alabama Power Co. on franchise and mortgage taxes.

2. That this House stand firm and steadfast for the immediate repeal in and by the revenue bill now pending of these exemption statutes, and vote against said revenue bill until this object is successfully accomplished, the defeat of the revenue bill to the contrary notwithstanding.

Mr. Carnley moved that the rules be suspended for the purpose of considering the resolution and the motion to suspend the rules was lost.

Yeas, 64; Nays, 19.

Yeas:

Messrs:

Adams	Christian	Hall (Marion)	Matthews (Wilcox)
Albright	Clayton	Hale	Milford
Alexander	Crump	Harrison	Mitchell
Allen	Deese	Hollis	Moorer
Arnold	Dickson	Holmes (Baldwin)	McDonald
Austin	Dodson	Howle	McLeod
Baker	Faulk	Ingram	Oakley
Blunt	Fletcher	Jones (Escambia)	Orr
Brindley	Graham (Autauga)	Johnson	Parker
Burns	Graham (Clarke)	Lee (Butler)	Partridge
Calvert	Guy	Lee (Perry)	Peters
Carnley	Hall (Henry)	Mathews (Clarke)	Pittman

Preston	Salter	Tompkins	Whorton
Robertson	Smith	Trammell	Williams
Ross	Stewart	Tunstall	Wilson
Russell	Stoddard	Van de Graff	Woodard

—64

Nays:

Messrs:

Mr. Speaker	Hardaway	Lawson	Sherrod
Andrews	Hare	Long (Butler)	Sparks
Benners	Hawkins	Oliver	Truss
Edwards (Pike)	Holmes (Elmore)	Seale	Waddell
Ellis (Bullock)	Jones (Montgomery)	Shaw	

—19

The rules requiring a four-fifths vote, the resolution was referred to the Standing Committee on Rules.

By Mr. Preston:

H. R. 166. Whereas, the women of the State and country labored with persistent energy and untiring zeal to bring a crowning success to the arms of the Americans and their allies in the world war; and

Whereas, we believe this success could not have come to the American arms and the arms of our allies, achieving a glorious world victory had it not been for the great sacrifice made by American womanhood; and

Whereas, the women of the State and country have gone through fiery trials, in, that wives gave their husbands, mothers their boys, and sisters their brothers—all willingly that freedom and democracy should not perish from the earth; and

Whereas, both the democratic and the republican national conventions endorsed it in their last national platforms; and

Whereas, the State democratic committee has given it the stamp of its approval; and

Whereas, the national democratic committee has made it a national democratic issue by its endorsement; and

Whereas, our fearless leader, Woodrow Wilson, the great chieftain of democracy, petitions us to give it our support, not only that it is righteous and just, but expediency demands that we support it because it is made a democratic issue; therefore

Be it resolved, that the House of Representatives of the Legislature of Alabama be put on record as faithful and true to time-honored principles of democracy by following the lead of the majority and their recommendations by endorsing the 19th Federal amendment to the Constitution of the United States, the woman equal suffrage amendment.

And the resolution was referred to the Rules Committee.

By Mr. Andrews:

H. R. 167. Resolved, that House bill No. 523 be made a special, paramount order for the forty-first legislative day. (Relates to county and district fairs.)

And the resolution was referred to the Rules Committee.

By Mr. Jones of Montgomery:

H. R. 168. To make H. 766 a special order.—Resolved by the House, that House bill No. 766 relating to insecticides and fungicides be made a special, paramount and continuing order for the forty-first legislative day immediately after the call of standing committees.

And the resolution was referred to the Rules Committee.

By Mr. Alexander:

H. J. R. 169. Be it resolved by the House of Representatives, the Senate concurring, that all Confederate veterans who may desire to do so, and who are otherwise qualified may have their names entered on the pension roll, without reference to their financial status.

And the resolution was referred to the Rules Committee.

By Mr. Blunt:

H. J. R. 170. Whereas, the Hon. Frank Derby of Sumter county, Alabama, has accomplished the seemingly impossible feat of bridging the Bigbee with "cocks," and

Whereas, the State of Alabama is in dire needs of funds to maintain its institutions as shown by the effort of the Legislature to tax everything and everybody in the State, and

Whereas, there appears to be no other Moses in the State with capacity to lead us safely through the wilderness of debt out of the quagmire of oppressive taxation to the sunkissed heights of prosperity,

Now therefore, in recognition of the services rendered to a small section of the State by Mr. Derby and as declaring the need of the whole State for his aid and advice in our present troubles,

Be it resolved by the House, the Senate concurring, that an invitation be extended to Mr. Derby to address a joint session of the House and Senate on a day and at an hour to be designated by him on "How to get out of the hole of financial depression."

And the resolution was referred to the Rules Committee.

By Mr. Blunt:

H. R. 171. Resolved by the House, that B. 98, relating to exemption from payment of poll taxes of soldiers and sailors, be made a special, paramount and continuing order for the forty-

second legislative day, immediately after the report of the Committee on Revision of Journal.

And the resolution was referred to the Rules Committee.

BILLS REPORTED FAVORABLY.

Mr. Dickson, chairman of the Standing Committee on Education, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 726. To create and establish the Alabama Patriotic Society, to define its scope and purposes, to provide for the appointment by the governor of its officers, to prescribe the manner in which their successors shall be chosen, and to define their functions.

H. 572. To repeal section 1 of an act found on page 113 of the General Acts of Alabama of 1915, authorizing the State board of examiners to issue first grade certificates to graduates of certain institutions of this and other states.

S. 242. To repeal an act, entitled an act to declare the twelfth day of October a legal holiday, to be known as "Columbus Day," approved March 4th, 1911, Acts 1911, page 91.

S. 187. To amend sections two, three and eight of an act approved September 22, 1915, "To amend article 31, chapter 41 of the Code of Alabama, 1907."

Mr. Oakley, acting chairman of the Standing Committee on Public Health, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report:

H. 766. To regulate the manufacture, sale and shipment of insecticides and fungicides in the State of Alabama and to provide means and penalties therefor and provide disposition of funds arising therefrom.

Mr. Lynne, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report:

S. 280. To amend an act entitled "An act to provide and create a commission form of government and to authorize the adoption of the same in all cities and towns in the State of Alabama which now are not or hereafter may not be, within the influence or operation of any other valid legislative enactment authorizing or adopting such form of government; to regulate the selection and election of commissioners and their terms of office and reten-

tion in and recall from office; to provide for the selection of one commissioner as mayor, and the retention in office of certain officials; to fix the powers, duties and compensations of such commissioners; to punish improper conduct in connection with elections and petitions hereunder; to abolish boards of public work, police commissioners, councilmen, aldermen, and certain other city and town officials of such municipalities as adopt the said form of government; and generally to authorize and provide for the creation and maintenance of said commission form of government," approved April 8th, 1911, and as amended by an act approved September 28th, 1915, by amending the title thereof, and by amending said act so that it shall not apply to cities which have a population of exceeding fifty thousand five hundred and not more than one hundred thousand, according to the last Federal census, and which may hereafter have such population according to any Federal census hereafter taken, and to no others, by providing for the selection and election of a mayor and commissioners and fixing their terms of office and compensation, by abolishing certain offices, by fixing the powers, duties and liabilities of such mayor and commissioners, by creating certain new offices of such cities and providing for the selection of the incumbents thereof, and generally by prescribing a form of municipal government for such cities.

Mr. Sparks, chairman of the Standing Committee on Penitentiary and Criminal Administrations, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report:

S. 244. To repeal an act entitled "An act to make mandatory the working of the male county convicts of Covington county on the public roads, bridges and public works of said county, and providing therefor," approved September 10th, 1915.

The above and foregoing bills were severally read a second time and placed on the calendar.

BILLS REPORTED ADVERSELY.

Mr. Dickson, chairman of the Standing Committee on Education, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with an adverse report:

H. 624. To provide for the issuance of certificates of proficiency to pupils completing the elementary course of study entitling the holders to admission to county high schools or other high schools of like grade.

H. 846. To provide for the consolidation of schools in counties of this State having not less than 26,000 nor more than 27,000 population according to the Federal census of 1910.

INTRODUCTION OF BILLS.

On a call of counties bills were introduced, severally read one time and referred to appropriate standing committees as follows:
By Mr. Mathews of Clarke:

H. 947. To provide for a deputy watchman, or attendant for each jail and prison in all counties having a population of not less than thirty thousand nine hundred and seventy-five and not more than thirty-one thousand according to the last or any subsequent Federal census, whenever the court of county commissioners or court of like jurisdiction in said counties deem same necessary to the well-being of the prisoners confined in said jail or prison and shall by resolution duly passed require the sheriff to employ such deputies, warden or attendant and, to provide for the payment of his services, and to prescribe his duties.

Local Legislation.

By Mr. Carnley:

H. 948. To provide for the relief of mortgagors, their heirs and legal representatives, so they may expunge the usuary, contest the amount of the mortgage indebtedness and have credit for the reasonable market value of any property sold under the power of sale contained in any mortgage or other paper of like kind or character, regardless of the wording of said mortgage or paper or like kind or character, on a bill filed for an accounting by such mortgagor, his heirs or legal representative, in the court of equity jurisdiction, within two years from the date of the foreclosure sale.

Judiciary.

By Mr. Stoddard:

H. 949. To designate a certain public road of Alabama as a State trunk road, and to provide the manner in which said road shall be located, improved and maintained.

Public Roads and Highways.

By Mr. Jones of Escambia:

H. 950. To regulate the sale of timber, logs, poles, posts and cross ties.

Revision of Laws.

By Mr. Preston:

H. 951. To provide for the consolidation of two cities or towns whose boundaries touch with a third town or city not contiguous to either but whose boundary line is within one mile or less of the boundary of either of the others, so as to include

within the consolidated city or town the territory between such cities or towns, prescribe the manner in which such consolidation may be had, to provide for the organization of the municipal government of the consolidated city or town, to provide for the payment of the debts of each of the consolidated cities or towns, the performance of the existing contracts of each of said cities and towns, and the disposition of the property of each of the consolidating cities or towns.

Revision of Laws.

By Mr. Partridge:

H. 952. To amend an act approved Sept. 10th, 1915, entitled, "An act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained," by adding an additional road thereto.

Public Roads and Highways.

By Mr. Hawkins:

H. 953. To amend section 1651 of the Code of Alabama.

Public Printing.

By Mr. Truss:

H. 954. To amend sections 2520 and 2539 of the Civil Code of Alabama, 1907.

Revision of Laws.

By Mr. Truss (with notice and proof):

H. 955. To provide for the relief of L. F. Jackson and to authorize the payment to him of the sum of one hundred dollars out of the fine and forfeiture fund of Jefferson county, same having been paid by him upon the forfeiture of a bond of Judge Morrow.

Way, Means and Appropriations.

Notice and Proof H. 955:

NOTICE.

Notice is hereby given that application will be made to the Legislature of Alabama for the passage of an act in substance as follows:

To provide for the relief of L. F. Jackson and to authorize the payment to him of the sum of one hundred dollars out of the fine and forfeiture fund of Jefferson county, same having been paid by him upon the forfeiture of a bond of Judge Morrow.

Be it enacted by the Legislature of Alabama:

Section 1. That the sum of one hundred dollars heretofore paid by L. F. Jackson into the fine and forfeiture fund of Jefferson county upon the forfeiture of a bond on one Judge Morrow, be and the same is hereby refunded and the treasurer of Jefferson county is hereby authorized and directed to pay to the said L. F. Jackson said sum of one hundred dollars out of the fine and forfeiture fund of Jefferson county.

State of Alabama, }
 County of Jefferson. }

Personally appeared before me, Mary Mosley, notary public in and for said State and county, J. H. F. Mosley, who, being duly sworn, deposes and says that he is editor and manager of the Labor Advocate, a weekly newspaper published at Birmingham, Alabama; and that the advertisement notice attached hereto was published in the Labor Advocate on the following dates: July 12, 19, 26; Aug. 2, 1919.

J. H. F. Mosley.

Sworn to and subscribed before me, this 7th day of August, 1919.
 (Seal)

Mary Mosley,
 Notary Public.

By Mr. Dickson:

H. 956. To abolish the office of county treasurer in all counties having a population of 150,000 or more according to the last Federal census and to require that the county funds to be deposited in such incorporated national or State bank in the several counties, as the board of revenue or court of county commissioners may elect, and to provide for the custody of such funds, and to require all acts required of the treasurer to be performed by the president of the board of revenue or court of county commissioners.

Revision of Laws.

By Mr. Dickson:

H. 957. To provide for the support and maintenance of dependent wives and children of men convicted of felonies and sentenced to the State penitentiary or to other hard labor for the State.

Revision of Laws.

By Mr. Arnold:

H. 958. To change and alter the boundary line between the counties of Blount and Jefferson.

County and County Boundaries.

By Mr. Arnold:

H. 959. To authorize registers of the circuit courts in circuits composed of only one county and having two or more circuit judges, or counties, now or hereafter, having a population of over 100,000 according to the last Federal census, to grant decrees pro confesso on bills or supplemental bills which are in default for want of answer on any day, in term time or vacation, and to issue all orders of publication to non-residents or where the address of defendants is unknown, in term time or vacation; or to issue any other process necessary to bring the defendant in to court, as now provided by law; and to issue writs of garnishment on judgments or decrees for payment of cost.

Revision of Laws.

By Mr. Arnold:

H. 960. To require certificate of decree of divorce, whether complainant or defendant, or certificates of decree granting the right to remarry to defendant in any divorce proceeding, to be filed with judge of probate by all parties applying for marriage license that have or may hereafter be divorced.

Revision of Laws.

By Mr. Arnold:

H. 961. To confer final jurisdiction of bastardy cases on inferior courts or courts established in lieu of justices of the peace, by whatsoever name called, in counties having a population of 150,000 or more, according to the last or any subsequent Federal census.

Revision of Laws.

By Mr. Woodard:

H. 962. To establish boards of revenue in all counties having a population of not less than 47,041 and not more than 47,150 according to the Federal census of 1910, and to abolish the courts of county commissioners thereof, and to provide for the better working of the public roads of said counties.

Revision of Laws.

By Mr. Jones of Montgomery:

H. 963. To amend section 6635 of the Code of Alabama of 1907.

Judiciary.

By Mr. Brindley:

H. 964. To amend an act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained. Enacted by the Legislature of Alabama approved September 10th, 1915.

Public Roads and Highways.

By Mr. Brindley:

H. 965. To amend an act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained, enacted by the Legislature of Alabama approved September 10th, 1915.

Public Roads and Highways.

By Mr. Brindley (with notice and proof):

H. 966. For the relief of A. M. C. Denton, a Confederate soldier.

Ways, Means and Appropriations.

Notice and Proof H. 966:

NOTICE.

Notice is hereby given that a bill will be introduced in the Legislature of Alabama, at the adjourned session thereof in July, 1919, for the relief of A. M. C. Denton.

Whereas, the said A. M. C. Denton instituted in the courts of Morgan county, Alabama, a contest of an election and was successfully prosecuting said suit in the courts when the Legislature of 1892 and 1893, by an act, entitled "An act to provide for and to regulate contests of elections to office, State and county, herein named," displaced said cause from the courts and deprived said A. M. C. Denton of his day in court and of his right to be further heard in said cause, and caused him to pay out \$140.00 court cost and \$50.00 attorney's fee and was denied the right to be heard on a meritorious cause by reason of said act;

Said bill will provide that the State auditor be authorized and required to draw his warrant on the State treasurer in favor of the said A. M. C. Denton for the sum of \$190.00, together with interest on same at the rate of eight per cent per annum, from the 1st day of March, 1894, to be paid out of any money in the treasury not otherwise appropriated.

State of Alabama, }
Morgan County. }

Before me, the undersigned authority, in and for the said county and State, this day personally appeared M. D. Wiggins who, being first duly sworn to speak the truth, deposes and says: That he is managing editor of the Hartselle Enterprise, a newspaper published in Morgan county, Alabama, at Hartselle. That the foregoing hereto annexed notice was published in the Hartselle Enterprise giving notice of the proposed introduction of said bill and that the same was published for four consecutive weeks, to-wit, from the 29th of May, 1919, to the 18th day of June, 1919, inclusive.

M. D. Wiggins.

Subscribed and sworn to before me this 7th day of July, 1919.

P. M. Brindley.

By Mr. Hawkins:

H. 967. To prohibit any person from telling fortunes; or professing or attempting to tell the past, present or future condition or fortune of any person, or professing or attempting to locate lost or stolen articles, by means of cards, mesmerism, phrenology, clairvoyance, trance, spiritualism or any other device or method, for a fee, reward or compensation.

Ways, Means and Appropriations.

By Mr. Ingram (with notice and proof):

H. 968. To repeal an act to provide for the better construction, repairing, working, and maintaining of public roads and bridges in Clay county, Alabama, approved April 8th, 1911.

Public Roads and Highways.

Notice and Proof H. 968:

State of Alabama, }
Clay County. }

Before me, O. B. Cornelius, judge of probate, in and for said county and State, personally appeared B. W. Sims, who is known to me, and who being

by me first duly sworn, on oath deposes and says that he is manager and publisher of the Ashland Progress, a newspaper published in Ashland, Alabama, and circulated in Clay county, Alabama, and that the notice hereto attached and marked exhibit A, was published for four consecutive weeks in said newspaper, and appeared in the weekly issues of said newspaper on the following dates, as follows: July 25, August 1, August 8th, and August 15th, during the year 1919, and that this exhibit A is a true, complete and exact copy of said notice as published, which said notice is as follows, to-wit:

NOTICE.

Notice is hereby given that a bill will be introduced in the present session of the Legislature of Alabama, the substance of which will be to repeal "An act to provide for the better construction, repairing, working and maintaining of public roads and bridges in Clay county, Alabama," approved April 8, 1911. Said repeal to go into effect October 31, 1919.

B. W. Sims.

Sworn to and subscribed before me, on this, the 21st day of August, 1919.

O. B. Cornelius,
Judge of Probate.

By Mr. Ingram:

H. 969. To amend an act entitled "An act, to provide for the establishment, discontinuance, construction, use, working and maintenance of the public roads, bridges and ferries of the several counties of this State; to define the duties and powers of the boards of revenue, courts of county commissioners, or other governing bodies of each of the several counties with regard to same; and to fix penalties for the violation of the rules, regulations, and laws of the boards of revenue, courts of county commissioners or other like governing bodies of the several counties, approved September 22, 1915."

Public Roads and Highways.

By Mr. Orr:

H. 970. To amend section 5162 of the Civil Code of Alabama.
Judiciary.

By Mr. Dickson:

H. 971. To propose and submit to the qualified electors of the State of Alabama at an election to be held on the first Monday after the expiration of three months from and after the final adjournment of the present session of the Legislature at which this amendment is proposed, an amendment to the Constitution of Alabama whereby the city of Birmingham, may levy and collect a rate of taxation on the property situated therein not exceeding in the total in any one year one and one-half per centum of the value of such property assessed as provided by the Constitution and the statutes now or hereafter enacted pursuant to the Constitution, but provided that the total rate of taxation levied by said city shall not in any one year exceed one per centum

per annum, unless the rate in excess thereof shall have been submitted to and authorized by ballot by the qualified electors of said city at elections to be held from time to time for such purpose and to provide for such elections.

Municipal Organizations.

By Mr. McLeod:

H. 972. To prescribe the term of training for nurses in hospital and schools in Alabama, and the method of certification as such.

Public Health.

By Mr. Longshore (with notice and proof):

H. 973. To create the office of county treasurer for Shelby county and to provide for his election and the filling of vacancies, to prescribe his duties and compensation.

Revision of Laws.

Notice and Proof H. 973:

NOTICE.

To Whom It May Concern:

Notice is hereby given of the intention to apply to the Legislature of Alabama, to convene in the city of Montgomery, Alabama, on the 8th day of July, 1919, for the passage of a bill entitled "An act to create the office of county treasurer for Shelby county, to provide for his election and the filling of vacancies, to prescribe his duties and compensation."

The bill will contain in substance the following provisions:

AN ACT

To create the office of county treasurer for Shelby county, to provide for his election and the filling of vacancies, to prescribe his duties and compensation.

Be it enacted by the Legislature of Alabama:

1. That the office of county treasurer is hereby created for Shelby county. That such officer shall be elected by the qualified voters of said county, at the general election to be held in the year 1920, and every four years thereafter, and shall hold office for four years from the first Monday after the second Tuesday in January next after his election and until his successor is elected and qualified.

2. That vacancies in the office of such treasurer shall be filled by appointment by the board of revenue of said county, and the person appointed shall hold office for the unexpired term and until his successor is elected and qualified.

3. Until such treasurer is elected in the year 1920 and duly qualified, the said office shall be filled by appointment of the board of revenue and said appointee shall hold the office of treasurer under the terms of this act.

4. Before entering on the duties of his office such treasurer shall give bond with at least two good and sufficient sureties, or with a duly qualified surety company, in double the value of the estimated amount of the annual revenue of the county to be determined by the board of revenue of said county, payable to the county, and conditioned as prescribed by law, which bond is to be approved by the judge of probate of said county and filed and recorded in his office; and the board of revenue of said county shall require an additional bond whenever any special fund is to be received by the treasurer, and pay the premium therefor.

5. It is the duty of such treasurer: (a) To receive and keep the money of the county and disburse the same according to law. (b) To pay out the general fund of the county on presentation and without being allowed and audited by the board of revenue all grand and petit juror certificates. (c) To keep in well bound books separate registers of claims presented against the general fund and the special fund, if any. (d) To number and register in the order in which they are presented all claims against the general fund which have been audited and allowed by the board of revenue as claims against said fund, such register showing the number of the claim, the date presented for registration, to whom allowed, when allowed, the character of the claim and the amount thereof; and except as otherwise provided by law to pay the same in the order of their registration. He must in like manner number, register and pay all claims allowed against a fund raised for a special purpose. (e) Upon the registration of a claim he must endorse thereon the number and date of registration and sign his name thereto. (f) When a claim is received in payment of a debt due the county he must give a receipt therefor showing a description of the claim and the name of the person and character of the debt on whose account the claim was received. (g) On the payment of any claim he must take a receipt therefor; and when a claim of any character is paid or received by him he must cancel the same by defacing or mutilating it so as to show that it is of no further value, and if registered, write upon the register against the claim the word paid and the date of such payment. (h) To keep a correct account of the receipts and disbursements of all money received by him for the county, according to the forms prescribed, by the board of revenue, charging himself with all moneys so received, of whom, on what account, and the amount and crediting himself with all payments, stating the number and character of the claim, in whose favor and the amount. (i) To examine the dockets of the circuit court or court of like jurisdiction and the sheriff, semi-annually; to demand and receive all moneys due the county and to institute proceedings against defaulters. (j) To submit to the board of revenue at the first term in each year the register of claims; his accounts for the year balanced; vouchers for the payment; and estimate of the indebtedness of the county for the coming year and the means of providing for the same. (k) To make reports and give information to the board of revenue when required respecting all matters relating to the finances of the county. (l) To keep safely all property of the county which may be committed to his care by the board of revenue. (m) To furnish the president of the board of revenue in January of every year a verified statement of all moneys received by him for the county during the preceding year and of all claims received by him in lieu of money which are receivable in payment of county taxes, which statement must designate the time and person from whom such moneys or claims were received. (n) of said county. (o) To perform such other duties as are or may be required by any law, general or special, of the treasurer of said county or of the custodian of county funds by whatsoever name designated.

6. The county treasurer must not refuse the payment of any lawful and valid claim for the reason that the claims of prior registration have not been paid if there is money in the treasury belonging to the fund sufficient to pay such prior claims and the claim so presented.

7. The books of such treasurer are to be provided at the expense of the county.

8. The annual account of such treasurer when examined and approved by the board of revenue must be recorded and a copy of the same posted at the court house door.

9. The judge of probate must each year without giving any notice or information thereof to the county treasurer, appoint one expert accountant of known integrity to examine the books and vouchers of such treasurer and report the condition of the same; and the person so appointed shall proceed without delay to make such examination and report and to that end he is invested with all powers and authority conferred by law upon the examiner of such public accounts. He shall receive such compensation as may be allowed by the board of revenue.

10. In case of the resignation, expiration of his term or removal from office, the county treasurer, or if he is dead, his personal representative, must state his account and deliver all the money, books, papers and property of the county to his successor, who must report the same to the board of revenue held next thereafter and if satisfied that such account is correct and that all money, books, papers and property of the county have been delivered to such successor such board of revenue must cause an entry thereof to be made of record.

11. The county treasurer shall receive an annual salary of fifteen hundred (\$1,500.00) dollars, payable monthly out of the county treasury upon warrant issued by authority of the board of revenue.

12. That all laws and parts of laws in conflict with the provisions of this act be and the same hereby are repealed.

State of Alabama, }
Shelby County. }

Before me, G. W. Weaver, judge of the probate court of Shelby county, personally appeared J. F. Norris, who being by me first duly sworn, deposes and says, that he is the editor of the People's Advocate, a newspaper published in Shelby county, Alabama, at Columbiana, Alabama. And that said paper is published each week, and that said paper has a general circulation in and out of said county of Shelby, and that an "Act entitled an act" to re-establish the office of county treasurer for Shelby county, Alabama, and provide for his election, and the filling of vacancies. To provide his duties and compensation, has been advertised in said People's Advocate, the following issues, to-wit: July 24th, 1919; July 31st, 1919; August 7th, 1919, and August 14th, 1919, respectively.

J. F. Norris,
Editor People's Advocate.

Sworn to and subscribed to before me this 15th day of August, 1919.

G. W. Weaver,
Judge of Probate, Shelby County.

By Mr. Waddell:

H. 974. To further provide for the prevention and suppression of diseases and parasites, among cattle, horses, mules, asses and hogs such as hog cholera, glanders, cattle fever tick, foot and mouth disease, and other infectious and communicable diseases and parasites by requiring all railroad cars in which animals are transported in Alabama from points within the quarantined area as defined by the United States department of agriculture or by the State live stock sanitary board to be cleaned and disinfected.

Revision of Laws.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

Mr. Speaker:

Your Committee on Engrossed Bills begs leave to report that it has examined the following House bills:

H. 463. To amend section 1 of an act entitled "An act to designate certain public roads of the State of Alabama as State trunk roads, and to provide the manner in which such roads shall be located, improved and maintained," approved September 10th, 1915:

Also:

H. 508. To empower and direct the court of county commissioners of Henry county, Alabama, to pay from the general fund of said county for the publication of notices of intention to apply for the enactment of local laws for said county when the same are applicable to the entire county.

Also:

H. 565. To regulate the review by the supreme court of Alabama of the judgment and decision of the court of appeals of Alabama in causes reviewed by said supreme court on petition for writs of certiorari as authorized by the Constitution of the State of Alabama.

Also:

H. 581. To amend an act approved September 10, 1915, entitled "An act to designate certain public roads in the State of Alabama as State trunk roads, and to provide the manner in which such roads shall be located, improved and maintained," and the several acts amendatory thereof.

Also:

H. 588. To fix the salary of the judge of probate of Montgomery county, Alabama, and allowance for clerical help and other expenses in said office, and to provide for payment thereof.

Also:

H. 664. To provide for the printing and publication of the reports of the supreme court and the court of appeals of Alabama, and for the distribution or sale of same.

Also:

H. 683. To amend section 1 of an act to amend section 5346 and repeal section 5347 of the Code of Alabama of 1907, approved September 28, 1915.

Also:

H. 719. To create and designate an additional trunk road, extending from Cullman, in the county of Cullman, west by Addison, thence south to Jasper and from Jasper south through Gurganus to Tuscaloosa in Tuscaloosa county, and to confer upon

said road all of the rights and privileges now extended to trunk roads in this State.

Also:

H. 744. To ratify a resolution of the board of revenue of Jefferson county, Alabama, compromising the claim of Mrs. Effie McMickins against Jefferson county.

Also:

H. 748. To amend section two of an act entitled "An act to authorize the holding of elections by municipal corporations in the State of Alabama, for the purpose of obtaining authority to issue bonds for public purposes herein defined, and to provide for holding such elections, and declaring the result thereof, and to authorize the issue of such bonds when a majority of the voters participating in such elections vote in favor of the issue of such bonds, and regulate the issue, execution, sale and security of such bonds," approved August 26, 1909, as amended by an act approved February 20, 1915.

Also:

H. 769. To authorize the court of county commissioners of Bibb county, Alabama, to issue interest bearing warrants to officers and employees of said county in settlement of claims against the county for services when the county is unable to pay for such services when such claims accrue.

Also:

H. 770. To divide Conecuh county, Alabama, into four commissioners districts; to provide for the election of county commissioners for said county from each of such districts by the qualified electors of said districts; to provide elections at which the county commissioners for said county shall be elected and to provide for and fix their term of office.

Also:

H. 772. To require the commissioners court of Conecuh county, Alabama, to publish the minutes of its proceedings at each regular, special and adjourned term in a newspaper printed and published in said county; to require such court to designate the newspaper in which such publication shall be made, to provide for the furnishing of copy to the publisher of such newspaper for publication, and to provide compensation out of the county treasury of said county for furnishing such copy for publication and for publishing same.

Also:

H. 773. To authorize the court of county commissioners of the county of Conecuh in the State of Alabama to appropriate out of the funds in the treasury of said county, an amount not exceeding one hundred dollars per annum, sufficient to pay the

premium for making and insuring the bond of the tax collector of said county where such bond is made and insured by a duly qualified guarantee company.

Also:

H. 793. To authorize the city of Fairfield, in Jefferson county, Alabama, to levy taxes on all real and personal property, and franchises in said city, for the year beginning January 1, 1919, and ending December 31, 1919, and for each year thereafter; to provide the rate of said taxation; and to fix the value of property for taxation in said city; to provide when said taxes shall fall due and how same shall be collected and to fix the date of each tax year.

Also:

H. 613. To regulate the traffic in seed cotton in the several counties of Alabama and to provide for penalties for violating the same.

Also:

H. 414. To amend Sec. 6 of an act entitled "An act to provide for elections to authorize any county in the State to levy and collect a special county tax for public school purposes not to exceed thirty (30) cents on each one hundred dollars (\$100) worth of taxable property in such county; to authorize any school district, in any county that may be levying special county taxes for school purposes of not less than thirty (30) cents on each one hundred dollars (\$100) worth of taxable property in such county, to levy a special district tax for school purposes not to exceed thirty (30) cents on each one hundred dollars (\$100) worth of taxable property in such school district; and to authorize boards of education to issue interest bearing warrants to erect, repair and equip school buildings and to otherwise improve school facilities," approved February 13, 1919.

Also:

H. 787. To establish an inferior criminal court for Jefferson county, Alabama, to define the jurisdiction and powers of said court, the judge, clerk and other officers thereof; to provide for a place of holding said court, terms and salaries of said judge and officers of said court, the manner of their appointment and election, and the payment of their salaries.

Also:

H. 771. To create for the county of Conecuh and State of Alabama the office of county solicitor and to provide for his election by the qualified electors of said county; to prescribe his qualifications and duties, and to fix his compensation as such officer and how the same shall be paid; and to provide for the length of time which he shall hold office.

And find same correct.

W. H. Stoddard,
Chairman.

The report of the committee was concurred in and adopted.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and, as amended, has ~~passed the following~~ House bills:

H. 412. To authorize and require the city school board, or city board of education, or by whatever name called, in all cities or towns of this State having a population of not less than 38,000 nor more than 40,000, according to the last or any succeeding Federal census, to provide a pension or retiring allowance for teachers who have served in the public schools of such city or town.

Also:

H. 527. For the protection of salt water shrimp, to provide the manner in which said crustaceans may be caught, taken and marketed; to fix the seasons during which they may be caught; to authorize the issuance of licenses to persons seining for salt water shrimp, to provide a tax on all salt water shrimp taken in the waters within the State of Alabama, and to provide penalties for the violation of the provisions of this act.

Also:

H. 580. To prohibit stock from running at large in subdivisions of a voting precinct, or beat, or in subdivisions of a county less than a voting precinct, or beat, in all counties having a population of as much as twenty thousand two hundred and ~~ten~~ and not more than twenty thousand two hundred and fifty, according to the Federal census of 1910; to provide for the removal of gates across public roads used to enclose such free or common range; and to fix penalties for the violation of the provisions of this act.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Jones of Montgomery the House concurred in and adopted the Senate amendment to the bill, H. 412, said Senate amendment being as follows:

SUBSTITUTE FOR HOUSE BILL NO. 412.

By Mr. Gunter:

A BILL

To be entitled an act to authorize and require the city school board, or city board of education, or by whatever name called in all cities or towns of this State having a population of not less than thirty-eight thousand nor more than forty thousand, according to the last or any succeeding Federal census, to provide a pension or retiring allowance for teachers who have served in the public schools of such city or town.

Be it enacted by the Legislature of Alabama:

Sec. 1. That the city school board, or city board of education, or by whatever name called, in all cities or towns of this State having a population of not less than 38,000 nor more than 40,000 according to the last or any succeeding Federal census, is hereby authorized and required, on application in writing, to retire any teacher who has taught in the public schools of such city for twenty-one years or more, and is at the time on the roll of teachers of any such city or town, and who, at the expiration of such period shall be in such mental or physical condition as to be unable or incapacitated to teach longer, such inability or incapacity to be determined by said board, and a statement thereof spread upon the minutes of said board.

Sec. 2. That the city school board or city board of education, or by whatever name called, in all cities or towns of this State having a population of not less than 38,000 nor more than 40,000 according to the last or any succeeding Federal census, is hereby authorized and required on application in writing to place on the retired list of school teachers any person who is at the time a resident citizen of any such city or town and who taught in the public school of such city twenty-one years or more at any time in the past and who shall be at the time of such application in such mental or physical condition as to be unable or incapacitated to teach longer, such inability or incapacity to be determined by said board and a statement thereof spread upon the minutes of said board; it being the intention of this act that such persons shall enjoy the full benefits of this act.

Sec. 3. The amount of pension or retiring allowance provided for in sections 1 and 2 of this act shall be one-half of the highest salary received by any such teacher during the period of service, but not to exceed the sum of \$600.00 per annum.

Sec. 4. Such pension or retiring allowance shall be paid out of the regular school funds monthly as salaries of other teachers are paid.

Sec. 5. This act shall take effect upon its approval by the governor.

Yeas, 57; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Howle	Pittman
Adams	Deese	Ingram	Ross
Albright	Dickson	Jones (Escambia)	Russell
Alexander	Dunaway	Jones (Montgomery)	Salter
Allen	Edwards (Dallas)	Johnson	Smith
Andrews	Ellis (Bullock)	Lawson	Sparks
Arnold	Griffin	Mathews (Clarke)	Stewart
Austin	Guy	Matthews (Wilcox)	Tompkins
Blunt	Hall (Henry)	Milford	Trammell
Bracken	Hall (Marion)	Mitchell	Van de Graff
Brindley	Hale	McDonald	Waddell
Carnley	Hare	Oakley	Williams
Christian	Harrison	Partridge	Wilson
Cliett	Hawkins	Peters	Woodard
Crump			

—57

On motion of Mr. Holmes of Baldwin, the House concurred in and adopted the Senate amendment to the bill, H. 527, said Senate amendment being as follows:

Amend the bill by adding section 7½ as follows:

"Section 7½. That it shall be unlawful for any person to sell, barter, exchange, give or deliver to any person, firm or corporation doing business in Alabama, any salt water shrimp after having been notified in writing by the chief oyster inspector to the effect that such person, firm or corporation, which the chief oyster inspector shall name in his notice, has failed or refused to pay the tax on salt water shrimp or to make the reports in writing required by law or failed to comply with the other provisions of this act, and in the event such salt water shrimp catcher, or master of a boat handling salt water shrimp, sells, exchanges, barter, gives or delivers salt water shrimp to the person, firm or corporation named in the notice as not having complied with the provisions of this act, the commissioner of conservation shall enter a cancellation of the license to take or catch salt water shrimp or do business, against the person, or master of the boat, offending against this section, which license shall not be reissued except at the discretion of the commissioner of conservation."

Yeas, 54; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Alexander	Austin	Bracken
Adams	Allen	Baker	Burns
Albright	Andrews	Blunt	Calvert

Christian	Hare	Matthews (Wilcox)	Smith
Crump	Hawkins	McLeod	Sparks
Dansby	Hollis	Parker	Stewart
Deese	Howle	Peters	Stoddard
Dickson	Ingram	Pittman	Van de Graff
Ellis (Elmore)	Jones (Escambia)	Robertson	Waddell
Faulk	Johnson	Ross	Whorton
Fletcher	Lawson	Russell	Williams
Guy	Lee (Perry)	Salter	Wilson
Hall (Marion)	Long (Butler)	Sherrod	Woodard
Hale	Mathews (Clarke)		

—54

On motion of Mr. Mitchell, the House concurred in the Senate amendment to the bill, H. 580, said Senate amendment being as follows:

Amend the caption of the bill by inserting after the figures "1910" the words: "or according to any subsequent Federal census."

Also amend section one of the bill by inserting after the figures "1910" and before the word "all" the words: "or according to any subsequent Federal census."

Yeas, 45; Nays, 12.

Yeas:

Messrs:			
Mr. Speaker	Dickson	Howle	Preston
Allen	Edwards (Dallas)	Ingram	Ross
Andrews	Ellis (Elmore)	Jones (Escambia)	Russell
Blunt	Faulk	Jones (Montgomery)	Salter
Bracken	Graham (Clarke)	Lawson	Sherrod
Brindley	Hall (Henry)	Mathews (Clarke)	Sparks
Burks	Hall (Marion)	Matthews (Wilcox)	Stoddard
Calvert	Hale	Milford	Trammell
Carnley	Harrison	Oakley	Whorton
Christian	Hawkins	Oliver	Wilson
Cobbs	Hollis	Peters	Woodard
Collins			

—45

Nays:

Messrs:			
Alexander	McDonald	Smith	Van de Graff
Johnson	Parker	Stewart	Waddell
Lee (Perry)	Pittman	Truss	Williams

—12

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill:

S. 446. To provide that mechanics' and material men's lien and the right of enforcement thereof in Covington county, Alabama, shall attach and apply to property of a married woman where the service or labor is performed or the materials fur-

nished with her knowledge and consent under a contract with the husband, and upon property owned jointly by husband and wife when the service or labor is performed or materials furnished under a contract with either or both, with the knowledge and consent of the other; to provide that no homestead right shall defeat such lien or the enforcement thereof; and to prescribe what shall be deemed to be consent within the meaning of this act.

(With notice and proof thereto attached and herewith exhibited as follows:)

NOTICE.

Notice is hereby given that a bill will be introduced during the present (1919) session of the Legislature of Alabama and an effort made to have the same enacted into a law for Covington county, Alabama, providing in substance that the lien and method of enforcement provided by article 1, chapter 107, of the Code of Alabama of 1907, shall apply to lands of a married woman in all cases where the service or labor is performed upon such lands or the material or fixtures therefor, with her knowledge and consent, under a contract with her husband; and providing that in cases where the land is owned jointly by husband and wife the said lien shall attach in cases where the service or labor is performed or fixtures furnished under a contract with both of them or under a contract with one by and with the consent of the other, or where such service or labor or material or fixtures is performed or furnished with the knowledge and consent of such other; providing that no homestead right shall defeat such lien; and providing what shall be deemed to be consent within the meaning of this act.

The State of Alabama, }
Covington County. }

Before me, A. H. Robinson, a notary public in and for said county in said State, personally appeared Oscar M. Duggar who is known to me and who being by me duly sworn doth depose and say on oath that he is editor and publisher of The Andalusia Star, a newspaper published in said Covington county, Alabama, and that the printed notice pasted to this affidavit was published in said The Andalusia Star in its regular issues once a week for four consecutive weeks prior to the making of this affidavit, said notice having been published in said regular issues of said newspaper of July 1, July 8, July 15 and July 22, 1919.

Oscar M. Duggar.

Sworn to and subscribed before me this 30 day of July, 1919.

A. H. Robinson,
Notary Public.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee as follows:

Judiciary: S. 446.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 247. To establish a child welfare department for the State of Alabama, to prescribe its duties, functions and powers, to provide for the appointment of an executive and other officers of such department, to define their duties, to provide for their compensation, and to provide for the maintenance and other expenses of such department.

S. 474. To designate the register in chancery of all counties having a population of not less than 36,000 and not more than 37,000, as acting treasurer of their respective county, where the commissioners court, county board of revenue or like governing body, fails, neglects or refuses to designate any bank in said county as a repository of county funds as now provided by law; to fix the salary to be paid such register in chancery for his services as acting county treasurer and to provide for the payment of the same.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:

Ways, Means and Appropriations: S. 247.

Judiciary: S. 474.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bills and returns same herewith to the House:

H. 470. To make it unlawful to solicit orders from or sell to tenants or laborers or others on plantations in Dallas county certain articles without the consent of certain persons; to prescribe the penalty for the violation of this act and to confer on justice of the peace concurrent jurisdiction to try causes arising hereunder.

Also:

H. 703. To prescribe the qualifications, duties and compensations of coroners and their assistants; making it unlawful for any one to remove or disturb the body of a person whose death is due to violence before an inquest by the coroner if he deems it necessary; to make it the duty of the sheriff to execute any, and

all, process directed to him by the coroner in the discharge of his official duties; to authorize coroners to punish contempts, to authorize and empower coroners to perform autopsies upon the bodies of persons who have died by violence when necessary to ascertain the causes of death, to prescribe the pay of witnesses and jurors in proceedings by coroners; to authorize any person to pick up and to secure the bodies of any deceased person found in any of the waters or streams in any of the counties embraced in this act and to further provide for their compensation for so doing; this act shall embrace and shall apply only to counties in this State containing not less than eighty thousand nor more than eighty-one thousand inhabitants; according to the last Federal census, and shall repeal all laws and parts of laws in conflict with this act.

Also:

H. 594. To repeal an act to provide for the better construction, repairing, working and maintaining of public roads and bridges in Clay county, Alabama, approved March 29th, 1911.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bills and returns same herewith to the House:

H. 533. To fix the time of holding the county court in Conecuh county, Alabama.

Also:

H. 503. To create and designate an additional trunk road, extending from the town of Heflin in Cleburne county south to Wedowee in Randolph county, and to confer upon said road all of the rights and privileges now extended to trunk roads in this State.

Also:

H. 706. To appropriate the sum of \$234.00 to be paid to Israel Belser in full settlement of the amount due him by the State of Alabama for services rendered as assistant State chaplain of convicts during 1915 and part of 1916, for which services he has not been paid.

W. F. Miller,
Secretary.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

The Committee on Engrossed Bills begs to report that it has examined the following House bills:

H. 390. To abolish the county court of Greene county and the offices thereto attached and to provide for the transfer of all trials of prosecutions instituted therein and not disposed of, together with all papers, processes, records and documents relating thereto, to the clerk of the circuit court of said county, and to provide for the clerk of said circuit court receiving the same to enter all such cases on the proper docket of said circuit court for trial as though originally filed therein.

Also:

H. 455. To regulate the trials of misdemeanors in Lawrence county.

Also:

H. 486. To prescribe and regulate the payment of certain claims registered against the fine and forfeiture funds of St. Clair county, when there are such funds in the hands of the county treasurer or any bank or individual who are discharging the duties of county treasurer and to give notice to such persons there are funds in the hands of such treasurer for the payment of claims by publication in county newspaper for two weeks.

Also:

H. 489. To make it unlawful for any person to take or catch fish in any of the waters of this State, or the tributaries of such waters emptying into Choctawhatchee bay by the use of any seine, hoop-net, trammel-net, or substitute therefor, except fish-baskets used only for the purpose of taking or catching cat fish, and to provide penalties for the violation of the provisions of this act.

Also:

H. 702. To provide for the town of Albertville and school district known as the Albertville school district, to manage and control the affairs of its public schools in said school district. To provide for the election of a board of education by the town council of the town of Albertville, Alabama. To authorize said board of education to mortgage or pledge the property of said public school for the purpose of procuring additional funds to build or erect and equip a suitable public school building in said town of Albertville, and to authorize payment and satisfaction of said mortgage out of funds hereafter derived from the levy of a special school tax in said school district.

And finds same correctly enrolled.

Robert F. Peters,
Chairman.

SIGNING OF BILLS.

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the clerk, the

reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing report of the Committee on Enrolled Bills.

BILL TAKEN FROM ADVERSE CALENDAR.

On motion of Mr. Faulk, H. 64. To abolish the county school board for Geneva county, Alabama, and to provide for the election of a superintendent of education for Geneva county, Alabama by the people, and to provide for the election of school trustees by the patrons of the school, was taken from the adverse calendar, read a second time and placed upon the favorable calendar of the House.

RECOMMITTAL OF BILL.

Mr. Dickson, chairman of the Standing Committee on Education, returned to the House, H. 739, with the request that the same be referred to the Standing Committee on Public Health, and the bill:

H. 739. To amend section 1627 of the Code of 1907.

Was referred to the Standing Committee on Public Health.

SPECIAL ORDER.

The hour having arrived, the House proceeded to the consideration of the special order, which was the bill:

H. 634. To prevent frauds and impositions upon the people of the State and to protect investors.

Mr. Long of Butler offered the following amendment to the bill:

Add section 22 which shall read as follows:

Section 22. All monies collected under the above sections shall be turned over to the State treasurer to go into the general fund.

And the amendment was adopted.

Yeas, 67; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Baker	Cobbs	Edwards (Pike)
Adams	Blunt	Collins	Ellis (Bullock)
Albright	Brindley	Crump	Fletcher
Alexander	Burks	Deese	Green
Allen	Burns	Dickson	Hall (Marion)
Andrews	Calvert	Dodson	Holmes (Baldwin)
Arnold	Carnley	Dunaway	Holmes (Elmore)
Austin	Cliett	Edwards (Dallas)	Jones (Escambia)

Jones (Montgomery)	Mitchell	Ross	Tompkins
Johnson	Moorer	Salter	Trammell
Lee (Perry)	Murphree	Seale	Van de Graff
Long (Butler)	McLeod	Shaw	Waddell
Longshore	Oliver	Sherrod	Whorton
Lynne	Orr	Smith	Williams
Mathews (Clarke)	Parker	Sparks	Wilson
Matthews (Wilcox)	Partridge	Stewart	Woodard
Milford	Pittman	Stoddard	

—67

Mr. Shaw offered the following amendment to the bill:

Amend House bill 634 by striking out the words "secretary of State" wherever they may appear therein and inserting in lieu thereof the words "attorney general."

Mr. Tunstall offered the following amendment to the amendment offered by Mr. Shaw:

Amend by striking out of the bill wherever they occur the following "State superintendent of banks, secretary of State and the State commissioner of insurance" and insert the "board of control and economy and attorney general."

Mr. Shaw moved to table the amendment to the amendment offered by Mr. Tunstall, and the motion to table was lost. The amendment to the amendment offered by Mr. Tunstall was lost.

And the amendment offered by Mr. Shaw was adopted.

Yeas, 61; Nays, 4.

Yeas:

Messrs:

Mr. Speaker
Alexander
Allen
Arnold
Austin
Blunt
Bracken
Burks
Burns
Calvert
Carnley
Cobbs
Collins
Crump
Deese
Dickson

Dodson
Edwards (Dallas)
Edwards (Pike)
Ellis (Bullock)
Faulk
Graham (Autauga)
Graham (Clarke)
Guy
Hare
Harrison
Hawkins
Howle
Ingram
Jones (Escambia)
Jones (Montgomery)

Johnson
Lee (Butler)
Lee (Perry)
Longshore
Lynne
Mathews (Clarke)
Matthews (Wilcox)
Mitchell
Moorer
Murphree
McLeod
Oakley
Oliver
Parker
Pittman

Ross
Russell
Salter
Seale
Shaw
Smith
Stoddard
Tompkins
Trammell
Van de Graff
Waddell
Whorton
Williams
Wilson
Woodard

—61

Nays:

Messrs:

Andrews

Baker

Brindley

Orr

—4

And the bill:

H. 634. To prevent frauds and impositions upon the people of the State and to protect investors,

As amended, was read a third time at length and passed.
Yeas, 55; Nays, 2.

Yeas:

Messrs:

Mr. Speaker	Crump	Lynne	Smith
Alexander	Dickson	Mathews (Clarke)	Sparks
Allen	Dodson	Matthews (Wilcox)	Stewart
Andrews	Edwards (Pike)	Murphree	Stoddard
Baker	Faulk	Oakley	Tompkins
Blunt	Graham (Clarke)	Orr	Trammell
Bracken	Hall (Marion)	Parker	Truss
Brindley	Harrison	Partridge	Tunstall
Burks	Ingram	Pittman	Van de Graaf
Burns	Jones (Escambia)	Ross	Waddell
Calvert	Jones (Montgomery)	Russell	Williams
Carnley	Johnson	Salter	Wilson
Christian	Lee (Butler)	Seale	Woodard
Cobbs	Lee (Perry)	Shaw	

—55

Nays:

Messrs:

Hawkins

Long (Butler)

—2

RECESS.

On motion of Mr. Partridge, the House recessed until 3 P. M.

AFTERNOON SESSION.

The hour of three o'clock having arrived the House reconvened.

RECOMMITTAL OF BILL.

On motion of Mr. Lynne:

H. 843. Relating to cold storage and refrigerating warehouses and places, and the sale or disposition of the food kept or preserved therein.

Was taken from the calendar and recommitted to the Standing Committee on Revision of Laws.

REPORT OF RULES COMMITTEE.

Mr. Tompkins, acting chairman of the Standing Committee on Rules, returned to the House the following resolutions with a favorable report:

By Mr. Merritt:

H. R. 154. Be it resolved by the House, that H. No. 332, known as the Child Labor Bill be made a special, paramount,

continuing order for the fortieth legislative day, immediately after the disposal of the special orders already made for that day.

And the resolution was adopted.

By Mr. Whorton:

H. R. 159. Resolved by the House, that House bill No. 306 providing for the collection of an inheritance tax, be made a special, paramount order for the forty-first legislative day, until disposed of.

And the resolution was adopted.

By Mr. Arnold:

H. R. 162. Resolved, that House bill 512 relating to elections be made a special, continuing, paramount order for the fortieth legislative day.

And the resolution was adopted.

By Mr. Long of Sumter:

H. R. 157. Resolved by the House of Representatives, that Senate bill No. 26 be made a special, paramount, continuing order for forty-fourth legislative day.

And the resolution was adopted.

By Mr. Murphree:

H. R. 120. Resolved, that Senate bill No. 134 be made a special, continuing, paramount order of business on the forty-first legislative day.

And the resolution was adopted.

RESOLUTIONS.

The following resolutions were introduced:

By Rules Committee:

H. R. 172. Resolved, that the House meet tonight at 8:30 and that local bills only shall be considered at said session and any general bill called or offered to be passed shall be ruled out of order by the Speaker.

And the resolution was adopted.

By Mr. Lynne:

H. J. R. 173. Be it resolved by the House, the Senate concurring, that when the two houses adjourn today, they adjourn until Friday, August 29, at 10 A. M.

And the resolution was adopted.

By Mr. Lynne:

H. R. 174. Be it resolved, that the following bills, in the order named, shall be the special, paramount and continuing

orders for the fortieth legislative day, viz.: H. 553, H. 560, H. 562, H. 564, H. 558, H. 559, H. 554, H. 219, H. 218.

And the resolution was referred to the Standing Committee on Rules.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The President and presiding officer of the Senate having signed the following Senate bills, and Senate joint resolution, your signature thereto is requested:

S. 248. To amend section 6112 of the Code of 1907.

S. 154. To designate a certain public road of the State of Alabama as a State trunk road and to provide the manner in which such road shall be located, improved and maintained.

S. 323. To ratify, confirm and validate the issuance of road improvement warrant No. 256 for work on the Peach Tree road, by the court of county commissioners of Wilcox county, Alabama; and to ratify, confirm and validate all orders, decrees and contracts by said court of county commissioners necessary to authorize the legal issue of said warrant; and to authorize the treasurer of Wilcox county, Alabama, to pay the interest on said warrant according to its terms as same matures; and to authorize the treasurer of said Wilcox county to pay the principal on said warrant when same matures according to its terms.

S. 223. To fix the salary of the judge of the county court in all counties having a population of not less than thirty-nine thousand one hundred ten (39,110) and not more than thirty-nine thousand two hundred (39,200) according to the Federal census of 1910 and provide for the payment of the same.

S. 275. To provide that the clerk of the circuit court of Hale county, Alabama, shall be ex-officio clerk of the county court of said county, and to prescribe his duties as such, and to fix his compensation.

S. 315. To fix and provide for the payment out of the county treasury the salary of the deputy solicitor for Cullman county, Alabama, and to repeal all laws and parts of laws in conflict herewith.

S. 324. To repeal section seven of an act, Acts 1892-93, to regulate the fine and forfeiture fund of Wilcox county, and the payment of claims against said fund, and to provide funds for the payment of said claims.

S. J. R. 89. Memorializing Congress of the United States to pass laws for the deportation of any undesirable aliens and to

further restrict the coming into the ports of the United States of undesirable people from foreign countries.

W. F. Miller,
Secretary.

SIGNING OF SENATE BILLS.

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing message from the Senate, and the Senate joint resolution.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted:

By Mr. Lynne:

H. J. R. 173. Relative to adjournment of the two houses until Friday, August 29th, 1919, at 10 A. M.

And returns same herewith to the House.

W. F. Miller,
Secretary.

BILL ON THIRD READING.

S. 205. To regulate fraternal beneficiary societies, orders or associations.

Was read a third time at length and passed.

Yeas, 68; Nays, 6.

Yeas:

Messrs:

Mr. Speaker
Adams
Albright
Allen
Arnold
Austin
Baker
Benners
Blunt
Bracken
Burks
Burns
Carnley
Clayton
Cliett
Collins
Crump

Dickson
Edwards (Dallas)
Edwards (Pike)
Faulk
Gilbert
Graham (Clarke)
Guy
Hale
Hare
Harrison
Hawkins
Hollis
Holmes (Elmore)
Howle
Jones (Escambia)
Jones (Montgomery)
Johnson

Jordan
Lawson
Lee (Perry)
Lewis
Long (Sumter)
Longshore
Lynne
Mathews (Clarke)
Milford
Mitchell
Moorer
Murphree
McLeod
Oakley
Oliver
Orr
Peters

Preston
Reynolds
Ross
Russell
Salter
Seale
Shaw
Simpson
Smith
Sparks
Stewart
Tompkins
Truss
Tunstall
Waddell
Whorton
Wilson

Nays:

Messrs:

Calvert
Ellis (Elmore)

Hall (Henry)

Robertson

Sherrod

—6

SPECIAL ORDER.

The hour having arrived, the House proceeded to the consideration of the special order, which was the bill:

H. 401. To create a State highway department; to define its powers and duties; to authorize State aid in the construction and maintenance of public roads and bridges; to create a State highway fund and to provide for its expenditure; to impose certain duties upon county and municipal officials and to provide a penalty for their failure to discharge same; to authorize the State highway department to work State convicts upon public roads and bridges as is now or may hereafter be provided by law; to assent to the act of Congress approved July 11, 1916, known as the "Federal aid law" and to authorize the State highway department to co-operate with the United States government in the construction and maintenance of rural post roads; and to repeal the act approved April 5, 1911, entitled, "An act to provide for the creation of a State highway commission, defining its powers, duties and compensations, and methods to be adopted for control of same and for appropriations and maintenance of the same and to give State aid and State supervision over all public roads, culverts and bridges of the State for construction of a permanent nature and the maintenance thereof wherein any portion of the appropriation hereinafter made shall be used for such purpose; and to make an appropriation therefor out of the net revenue of the convict fund of the State and from other sources."

Mr. Long of Butler offered the following amendment:

Amend Sec. 4 of the bill by inserting in line 8 after the word "commission" the words "at not exceeding \$5,000.00 per annum."

And the amendment was adopted.

Yeas, 73; Nays, 1.

Yeas:

Messrs:

Mr. Speaker

Adams

Alexander

Allen

Andrews

Arnold

Austin

Baker

Blunt

Bracken

Burks

Burns

Calvert

Christian

Christopher

Clayton

Cliett

Cobbs

Crump

Dansby

Deese

Dickson

Dodson

Dunaway

Edwards (Pike)

Ellis (Bullock)

Ellis (Elmore)

Faulk

Gilbert

Graham (Clarke)

Guy

Hall (Henry)

Hall (Marion)

Hale

Hare

Harrison

Hawkins	Long (Butler)	Parker	Shaw
Holmes (Baldwin)	Long (Sumter)	Partridge	Sherrod
Howle	Matthews (Wilcox)	Peters	Smith
Ingram	Milford	Pittman	Stewart
Jones (Montgomery)	Mitchell	Robertson	Stoddard
Johnson	Murphree	Ross	Tompkins
Jordan	McDonald	Russell	Waddell
Lawson	Oliver	Salter	Wilson
Lee (Butler)	Orr	Seale	Woodard
Lee (Perry)			

—73

Nays:

Mr. Preston—1.

Mr. Long of Butler offered the following amendment to the bill:

Amend section 4 by adding the words "providing the expenses of the State highway department shall not exceed \$50,000.00 per annum, except in the discretion of the governor."

And the amendment was adopted.

Yeas, 74; Nays, 1.

Yeas:

Messrs:

Mr. Speaker	Edwards (Dallas)	Johnson	Orr
Adams	Edwards (Pike)	Jordan	Partridge
Alexander	Ellis (Elmore)	Lawson	Pittman
Andrews	Faulk	Lee (Butler)	Preston
Arnold	Fletcher	Lee (Perry)	Robertson
Austin	Gilbert	Long (Butler)	Ross
Baker	Graham (Clarke)	Long (Sumter)	Salter
Bracken	Hall (Henry)	Longshore	Seale
Brindley	Hall (Marion)	Lynne	Sherrod
Calvert	Hare	Mathews (Clarke)	Sparks
Carnley	Harrison	Matthews (Wilcox)	Stewart
Christian	Hawkins	Milford	Stoddard
Christopher	Hollis	Mitchell	Tompkins
Cliett	Holmes (Baldwin)	Moorer	Trammell
Cobbs	Holmes (Elmore)	Murphree	Van de Graff
Crump	Ingram	McDonald	Williams
Dansby	Jones (Escambia)	McLeod	Wilson
Deese	Jones (Marengo)	Oakley	Woodard
Dickson	Jones (Montgomery)		

—74

Nays:

Mr. Waddell—1.

Mr. Tompkins offered the following amendment to the bill:

That section 1 of said bill be amended so as to read as follows:

Sec. 1. That there is hereby created a State highway department for the State of Alabama, which shall consist of a State

highway commission and a State highway engineer. Said State highway commission shall consist of the senior professor of civil engineering in the Alabama Polytechnic Institute, the State geologist and ten other persons to be appointed by the governor. Two of the members of said State highway commission, namely, the senior professor of civil engineering in the Alabama Polytechnic Institute and the State geologist shall reside at Auburn and Tuscaloosa, Alabama, respectively. No two of the other ten members of said State highway department shall come from the same congressional district and the appointment of two or more of said ten members from the same congressional district shall be null and void. Four of the first appointive members of said commission shall serve for three years from January 1st, 1919, three shall serve for four years from said date and three shall serve for five years from said date, after which the term of each appointive member shall be for four years. All vacancies in the appointive membership of said commission shall be filled by appointment of the governor for the unexpired term. Any member of said commission may be removed by the governor, for inefficiency, malfeasance, or neglect of duty, or corruption in office. The members of said commission shall serve without compensation but they shall each be allowed traveling and other necessary expenses incurred in the discharge of their official duties. All questions before said commission shall be determined by a majority vote.

Mr. Alexander moved to table the amendment offered by Mr. Tompkins and the motion was lost, and the amendment offered by Mr. Tompkins was adopted.

Yeas, 57; Nays, 29.

Yeas:

Messrs:

Adams	Dodson	Holmes (Baldwin)	Mitchell
Albright	Edwards (Dallas)	Howle	Moorer
Andrews	Edwards (Pike)	Ingram	McLeod
Austin	Ellis (Bullock)	Johnson	Oakley
Baker	Ellis (Elmore)	Jordan	Parker
Blunt	Faulk	Lee (Butler)	Partridge
Brindley	Fletcher	Lee (Perry)	Robertson
Calvert	Gilbert	Lewis	Salter
Carnley	Graham (Autauga)	Long (Butler)	Sherrod
Christian	Graham (Clarke)	Longshore	Smith
Christopher	Guy	Lynne	Sparks
Clayton	Hall (Marion)	Mathews (Clarke)	Tompkins
Cliett	Hawkins	Matthews (Wilcox)	Wilson
Dansby	Hollis	Milford	Woodard
Deese			

Nays:

Messrs:

Mr. Speaker	Dickson	McDonald	Seale
Alexander	Hardaway	Oliver	Shaw
Allen	Hare	Orr	Trammell
Arnold	Jones (Marengo)	Pittman	Truss
Bracken	Jones (Montgomery)	Preston	Van de Graff
Burns	Long (Sumter)	Ross	Waddell
Cobbs	Murphree	Russell	Wilson
Crump			

—29

Mr. Tunstall offered the following amendment to the bill:

Amend by adding at end of section 8 the following:

"The appropriations herein made less the actual expenses of the commission herein defined shall enure to the equal benefit of every county in the State of Alabama, and shall be apportioned equally by said highway commission in such way as to give each county an equal share of said funds"—and shall be used in said several counties through the State highway department for the construction of Federal aid projects—in said several counties—or may be used in the construction or maintenance of State trunk roads.

Payments shall be made in certificate to the State auditor by the State highway engineer, approved by the chairman of the State highway commission.

Mr. Orr offered the following substitute for the amendment of Mr. Tunstall:

Amend section 8 by adding at the end of said section the following:

Provided further, that the highway commission shall expend the money coming into their hands for highway construction so that each county in the State shall receive a fair and equal portion of the roads to be built with said funds.

Mr. Tunstall moved to table the substitute offered by Mr. Orr and the motion to table prevailed.

Yeas, 46; Nays, 45.

Yeas:

Messrs:

Adams	Ellis (Bullock)	Lee (Butler)	Sherrod
Albright	Ellis (Elmore)	Lee (Perry)	Simpson
Austin	Faulk	Long (Butler)	Smith
Baker	Fletcher	Mathews (Clarke)	Sparks
Burns	Graham (Clarke)	Milford	Stoddard
Carnley	Guy	Mitchell	Tompkins
Christian	Hall (Henry)	McDonald	Trammell
Christopher	Hall (Marion)	McLeod	Tunstall
Clayton	Hollis	Parker	Whorton
Deese	Howle	Peters	Williams
Dodson	Johnson	Salter	Woodard
Edwards (Pike)	Jordan		

—46

Nays:

Messrs:

Mr. Speaker	Edwards (Dallas)	Jones (Montgomery)	Preston
Alexander	Gilbert	Long (Sumter)	Robertson
Allen	Graham (Autauga)	Longshore	Ross
Andrews	Hale	Lynne	Russell
Arnold	Hardaway	Matthews (Wilcox)	Seale
Blunt	Hare	Murphree	Shaw
Brindley	Harrison	Oakley	Stewart
Calvert	Holmes (Baldwin)	Oliver	Truss
Cliett	Ingram	Orr	Van de Graff
Cobbs	Jones (Escambia)	Partridge	Waddell
Dansby	Jones (Marengo)	Pittman	Wilson
Dickson			

—45

Mr. Orr moved to table the amendment offered by Mr. Tunstall and the motion to table was lost.

Yeas, 46; Nays, 49.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Marengo)	Pittman
Allen	Edwards (Dallas)	Jones (Montgomery)	Preston
Andrews	Gilbert	Lawson	Robertson
Arnold	Graham (Autauga)	Long (Sumter)	Ross
Blunt	Hale	Longshore	Russell
Bracken	Hardaway	Lynne	Seale
Burks	Hare	Matthews (Wilcox)	Shaw
Calvert	Harrison	Oakley	Truss
Cliett	Hawkins	Oliver	Van de Graff
Cobbs	Holmes (Baldwin)	Orr	Waddell
Crump	Ingram	Parker	Wilson
Dansby	Jones (Escambia)		

—46

Nays:

Messrs:

Adams	Ellis (Bullock)	Lee (Butler)	Sherrod
Albright	Ellis (Elmore)	Lee (Perry)	Simpson
Alexander	Faulk	Long (Butler)	Smith
Austin	Fletcher	Mathews (Clarke)	Sparks
Baker	Graham (Clarke)	Milford	Stewart
Brindley	Guy	Mitchell	Stoddard
Carnley	Hall (Henry)	Murphree	Tompkins
Christian	Hall (Marion)	McDonald	Trammell
Christopher	Hollis	McLeod	Tunstall
Clayton	Howle	Partridge	Whorton
Deese	Johnson	Peters	Williams
Dodson	Jordan	Salter	Woodard
Edwards (Pike)			

—49

And the amendment offered by Mr. Tunstall was adopted.
Yeas, 49; Nays, 43.

Yeas:

Messrs:

Adams	Edwards (Pike)	Jordan	Salter
Albright	Ellis (Bullock)	Lee (Butler)	Sherrod
Austin	Ellis (Elmore)	Lee (Perry)	Simpson
Baker	Faulk	Lewis	Smith
Brindley	Fletcher	Mathews (Clarke)	Sparks
Burns	Graham (Clarke)	Milford	Stoddard
Carnley	Guy	Mitchell	Tompkins
Christian	Hall (Henry)	McDonald	Trammell
Christopher	Hall (Marion)	McLeod	Tunstall
Clayton	Hardaway	Parker	Whorton
Crump	Howle	Partridge	Williams
Deese	Johnson	Peters	Woodard
Dodson			

—49

Nays:

Messrs:

Mr. Speaker	Dickson	Jones (Marengo)	Preston
Alexander	Edwards (Dallas)	Jones (Montgomery)	Ross
Allen	Gilbert	Lawson	Russell
Andrews	Graham (Autauga)	Long (Sumter)	Seale
Arnold	Hale	Longshore	Shaw
Benners	Hare	Lynne	Stewart
Blunt	Harrison	Matthews (Wilcox)	Truss
Burks	Hawkins	Oliver	Van de Graff
Calvert	Holmes (Baldwin)	Oliver	Waddell
Cliett	Ingram	Orr	Wilson
Cobbs	Jones (Escambia)	Pittman	

—43

Mr. Baker offered the following amendment to the bill:

Amend section 11 by striking out the following words where they occur in lines 12, 13, 14 and 15," "If it deems best the commission may condition said appropriation upon the appropriation by the county for said work of an amount fixed by the commission, which shall be paid into the State treasury to the credit of the State highway fund before the work begins.

RECESS.

Pending the further consideration of the bill and the amendment offered by Mr. Baker, the House on motion of Mr. Long of Butler recessed until 8:30 P. M.

NIGHT SESSION.

The hour of 8:30 having arrived the House reconvened.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bill, and returns same herewith to the House:

H. 732. To designate a certain public road of Alabama as a State trunk road or highway, and to provide the means by which such State trunk road or highway shall be constructed, improved and maintained.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 514. To amend an act to regulate inferior courts in cities having more than 35,000 population, according to the last or any subsequent Federal census, to prescribe the jurisdiction of such courts, and provide for the number and compensation of the judges for such courts and to provide for the appointment and compensation of the clerks and assistant clerks thereof, and to abolish the office of justice of the peace in such cities." The said act being approved Sept. 25, 1915.

Also:

S. 539. To amend an act entitled "An act to define dentistry; to provide for the regulation of the practice thereof; to provide for the examination of applicants to practice dentistry in Alabama; to provide for the issuing of license certificates and the registration and display thereof; to provide for reports by probate judges of said registrations; to provide for the revoking or refusing to issue said certificates; to provide a board of dental examiners of Alabama, provide for their election and prescribe their duties, powers, qualifications, terms of office and compensation; to provide for the disposition of fees collected by said board; to provide fees and funds for enforcing said act; to provide for enforcing said act; to allow the board of dental examiners of Alabama to enter into reciprocity agreements with like boards of other states; to provide penalties and punishment for the violation of the provisions of said act; to provide for any unconstitutionality of said act, and to repeal all general and local laws in conflict with said act," and approved August 31st, 1915,

by amending section 1 (A), 17, and 18 thereof, and by adding thereto an additional section.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:

Local Legislation: S. 514.

Public Health: S. 539.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 546. For the creation, organization and maintenance of stump and land clearing districts in the State of Alabama for the purpose of clearing and stumping land or lands, not now fitted for agricultural purposes, for sanitary or agricultural purposes, or when the same may be conducive to the public health, convenience or welfare or of public utility or benefit, by clearing or stumping or otherwise; to define the privileges, powers, duties and liabilities of such stump and land clearing districts, the officers and agents thereof; to provide for the levying of taxes upon the property in said clearing district or districts authorizing the issuance of bonds by such stump and land clearing districts; and giving to said stump and land clearing districts full power to acquire such machinery, tools, lands and property as may be necessary and proper for its purpose.

Also:

S. 12. To provide pensions for all soldiers and sailors who were in the military or naval services of the State of Alabama and for those who served in the army or navy of the Confederate States of America with certain exceptions and who did not desert the same in the War Between the States of the United States of America in the years 1861, 1862, 1863, 1864, 1865, and who are bona fide resident citizens of the State of Alabama and to regulate and to provide for the payment of such pensions by the State of Alabama.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:

Revision of Laws: S. 546.

Ways, Means and Appropriations: S. 12.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 463. To fix the salary of the judge of the county court in all counties having a population of not less than 32,900 and not more than 33,000 or any subsequent Federal census.

Also:

S. 532. To authorize the consolidation of contiguous territory in two or more adjoining counties into one school district; to provide for the management and control of the school or schools of such consolidated district; to provide for the levy and expenditure of funds and for the issuance of interest bearing warrants for the erection, repair or equipment of school buildings in such consolidated district; to provide for the maintenance and support of the school or schools in such consolidated district, and to ratify and confirm local tax elections held in the territory consolidated prior to such consolidation.

Also:

S. 538. To prohibit the levy or collection, in counties of not less than twenty-one thousand (21,000) nor more than twenty-two thousand (22,000) population according to the Federal census of 1910, or of any subsequent census, of any license or privilege tax or fee on any wagon used exclusively in connection with the cultivation of farms or the marketing of the products of the farm or forest occupied as owner or tenant by the owner of such wagon.

Also:

S. 364. To define lawful fences in all counties, the population of which by the last Federal census was not less than 80,000 nor more than 82,000.

Also:

S. 479. To regulate and fix the compensation of witnesses before the grand jury and in all cases in the county court and circuit court of Clarke county.

(With notice and proof hereto attached and exhibited as follows:)

NOTICE.

Notice is hereby given that a bill will be introduced at the present session of the Legislature fixing the fees and compensation of witnesses subpoenaed on the part of the State to appear before the grand jury of Clarke county, before the county court of Clarke county, or before the circuit court of Clarke county, and to provide for the payment of the same, and to repeal all laws, general or local, in conflict therewith, so far as the same applies to Clarke county, Alabama.

State of Alabama, }
Clarke County. }

Before me, O. W. Tucker, a notary public in and for said State and county, personally appeared G. A. Carlton, who being by me first duly sworn deposes and says:

That he is the editor of the "Clarke County Democrat," a newspaper published at Grove Hill, Alabama, in Clarke County; that the attached notice of a bill proposed to be introduced in the Legislature of Alabama, was given by publication in said newspaper for four consecutive weeks, the dates of the publications containing said notice being as follows, viz: July 3rd, 1919, July 10th, 1919, July 17th, 1919, and July 24th, 1919; and that the attached notice is the exact notice which appeared and was published in said paper for said four consecutive weeks as above set forth.

G. A. Carlton,
Editor "Clarke County Democrat."

Sworn to and subscribed before me this the 11th day of August, 1919.

O. W. Tucker,
Notary Public.

S. 516. To repeal an act entitled "An act to provide a better system of public roads for Chambers county."

(With notice and proof hereto attached and exhibited as follows:)

NOTICE OF PROPOSED BILL TO BE INTRODUCED IN THE
LEGISLATURE.

A bill to be entitled "An act to repeal an act entitled 'An act to provide a better system of public roads for Chambers county.'"

Section 1. Be it enacted by the Legislature of Alabama, that an act entitled "An act to provide a better system of public roads for Chambers county, Alabama," approved August 28, 1915, be, and the same is, hereby repealed."

State of Alabama, }
Chambers County. }

Before me, Chas. E. Fuller, judge of probate in and for said county and State, personally appeared Sam H. Oliver, who being by me first duly sworn deposes and says that he is the owner and publisher of the LaFayette Sun, a weekly newspaper, published at LaFayette in said county and State; that the above notice of proposed bill to be introduced in the Legislature, has been published in the said LaFayette Sun for four successive weeks; that the above is the exact notice as same appeared in each issue of said paper.

Sam H. Oliver.

Subscribed and sworn to before me this Aug. 14, 1919.

Chas. E. Fuller,
Judge of Probate.

And sends same to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:

Revision of Laws: S. 463, S. 364.

Education: S. 532.

Ways, Means and Appropriations: S. 538.

Local Legislation: S. 479.

Public Roads and Highways: S. 516.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill:

S. 361. To prescribe the term of training for nurses in hospital and schools in Alabama, and the method of certification as such.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee as follows:

Public Health: S. 361.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bill, and returns same herewith to the House:

H. 568. To require all fines and forfeitures in criminal cases in Henry county, Alabama, to be paid in money and to provide for the collection and disposition of said fines and forfeitures.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bill, and returns same herewith to the House:

H. 698. To amend section one of an act approved December 9th, 1896, and entitled "An act to amend the charter of the town of Eutaw, in Greene county, in the State of Alabama, and all acts amendatory thereto."

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill:

S. 486. To amend an act of the Legislature of Alabama entitled, "An act to amend section 3795 of the Code of Alabama of 1907.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which are set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee as follows:

Revision of Laws: S. 486.

BILLS ON THIRD READING.

H. 761. To provide for the more efficient construction and maintenance of the public roads and bridges of Crenshaw county; to provide for the election of a county engineer, to fix his salary and term of office and to prescribe his duties; to prescribe the duties of the commissioners court under this act; to provide revenue for the roads and bridges of the county; to levy a commutation fee of five dollars in lieu of road work; to levy a vehicle license tax for road purposes; to prescribe the duties of the tax assessor, tax collector, probate judge and sheriff under this act and to fix their compensation; to provide for the assessment and collection of the taxes under this act; to provide for the punishment of persons violating the provisions of this act; to provide for the disposition of fines and forfeitures collected under this act and for the hire of county convicts under this act and to provide such other duties as may be necessary for the better and more efficient construction and maintenance of the public roads and bridges of the county.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas :

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

H. 865. To regulate the fine and forfeiture fund of Crenshaw county.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas :

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

S. 448. To create a county highway commission for Cherokee county, Alabama, to be known as the Cherokee county highway commission, and to provide for the appointment thereof by the governor; to invest it with full, complete and unlimited jurisdiction over the public roads, bridges and ferries in Cherokee county; to prescribe and define its powers and duties as such highway commission, and to repeal all laws and parts of laws in conflict therewith. To abolish free labor on the public roads in Cherokee county, and in lieu thereof, assess public road duties on those required to perform free labor on the public roads. To authorize

the commission to take charge of all the public road tools and machinery belonging to the county, and to receive all the funds now provided by the county for the use of the public roads, bridges and ferries therein; and, in addition thereto, to levy and collect special privilege license taxes for the construction and maintenance of the public roads, bridges and ferries in the county. To authorize and empower the commission to exercise all the legislative, judicial and executive authority over the public roads, bridges and ferries conferred by law on the court of county commissioners. To fix penalties for the violations of any of the provisions of this act, and for the violations of any of the rules, or legislative acts of the commission.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

H. 693. To abolish the town of Hollins, a municipal corporation, in Clay county, Alabama, and to dissolve the incorporation thereof, and to provide for the disposition of the records of said town.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Blunt	Cobbs	Guy
Albright	Brindley	Collins	Hale
Alexander	Burns	Crump	Hare
Allen	Calvert	Deese	Hawkins
Andrews	Carnley	Dickson	Hollis
Arnold	Christian	Dodson	Howle
Austin	Christopher	Faulk	Ingram
Baker	Clayton	Fletcher	Johnson
Benners	Cliett	Gilbert	Lee (Perry)

Lewis	Parker	Salter	Stoddard
Lynne	Peters	Seale	Tompkins
Milford	Pittman	Shaw	Tunstall
Mitchell	Preston	Sherrod	Waddell
Murphree	Robertson	Smith	Whorton
Oakley	Ross	Sparks	Woodard

—60

S. 99. To provide for the payment and retirement of claims against the fine and forfeiture fund in counties having a population of two hundred thousand or more according to the last or any subsequent Federal census.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

H. 805. To better provide for the payment of State witnesses in the county of Conecuh.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

S. 100. To provide for the payment of fees, charges and commissions of county officers, and fines and forfeitures into the general fund of the county, in counties having a population of two hundred thousand or more according to the last or any subsequent Federal census.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

H. 864. To create the office of county treasurer for Crenshaw county, Alabama; to provide for his election and the filling of vacancies; to provide for his appointment by the governor; to prescribe his duties and fix his compensation; to fix the date that this act shall become operative and to repeal conflicting laws.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

H. 777. To provide for the more efficient construction and maintenance of the public roads and bridges of Crenshaw county, Alabama; to provide for raising revenue for the same; to levy a vehicle license tax on automobiles, motor trucks and all motor vehicles owned and operated by citizens of Crenshaw county, Alabama; to prescribe the duties of the tax assessor and tax collector of said county under this act; to provide penalties and punishment for the violation of this act, and to repeal conflicting laws.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

H. 867. To establish a trunk highway beginning at Cullman, Cullman county, and running to Commercial, Walker county, Ala.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

S. 356. To make the clerk of the circuit court of Cullman county, Alabama, ex-officio clerk of the county court of said county and to define his duties and to provide for his fees and compensation.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

H. 780. To provide for and regulate priorities of right and the order of payment of claims legally chargeable against and payable out of the fine and forfeiture fund of Dale county at present in and hereafter accruing or coming into said fund.

Was taken up. Mr. Deese offered the following amendment to the bill:

By striking out the words "priorities" and "priority" wherever they occur in the caption and bill and by inserting in lieu thereof the words "equalities" and "equality."

And the amendment was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Carnley	Gilbert	Mitchell
Albright	Christian	Guy	Murphree
Alexander	Christopher	Hale	Oakley
Allen	Clayton	Hare	Parker
Andrews	Cliett	Hawkins	Peters
Arnold	Cobbs	Hollis	Pittman
Austin	Collins	Howle	Preston
Baker	Crump	Ingram	Robertson
Benners	Deese	Johnson	Ross
Blunt	Dickson	Lee (Perry)	Salter
Brindley	Dodson	Lewis	Seale
Burns	Faulk	Lynne	Shaw
Calvert	Fletcher	Milford	Simpson

Smith
Sparks

Stoddard
Tompkins

Tunstall
Waddell

Whorton
Woodard

—60

And the bill:

H. 780. To provide for and regulate priorities of right and the order of payment of claims legally chargeable against and payable out of the fine and forfeiture fund of Dale county at present in and hereafter accruing or coming into said fund.

As amended, was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

H. 667. To provide for establishing and holding circuit court at Haleyville, Winston county, Alabama; to fix the jurisdiction thereof, to regulate proceedings therein; to provide officers and juries, both grand and petit, for holding said court and for the transaction of the business thereof, and to regulate their duties; to provide for a register and deputy register, or clerk, for the equity side of said court and to prescribe and regulate their duties.

Was taken up. Mr. Burns offered the following amendment to the bill:

Provided that said act shall not become effective until the city of Haleyville, Alabama, or the citizens thereof, shall tender to said county suitable quarters for the holding of said branch court without cost to the county or State.

Provided, further, that nothing in this act shall be so construed as to mean that a courthouse or building of any nature whatsoever shall be built by said county for the use of said court.

And the amendment was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

And the bill:

H. 667. To provide for establishing and holding circuit court at Haleyville, Winston county, Alabama; to fix the jurisdiction thereof, to regulate proceedings therein; to provide officers and juries, both grand and petit, for holding said court and for the transaction of the business thereof, and to regulate their duties; to provide for a register and deputy register, or clerk, for the equity side of said court and to prescribe and regulate their duties.

As amended, was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

H. 822. That the county treasurer or custodian of funds be authorized and directed to transfer all monies to the credit of the special jail fund to the credit of the general fund.

Was read a third time at length and passed.
Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

S. 381. For the relief of Annie B. Moore.

Was taken up. Mr. Tunstall offered the following amendment to the bill:

"Amend by inserting after the word "by" in the enacting clause the following: "The Legislature of."

And the amendment was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

And the bill:

S. 381. For the relief of Annie B. Moore.

As amended, was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

S. 298. To further provide for improvement and maintenance of the public roads and bridges of Henry county, Alabama, by authorizing the court of county commissioners thereof, to fix and provide payment of a per capita road tax in lieu of road and bridge service, and levy and collect a vehicle tax and to provide penalty for violations of and failures to comply with provisions created under authority of this act.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Moorer	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

S. 300. To prescribe the maximum limit for the principal of unpaid outstanding indebtedness against Henry county, Alabama, not to exceed at any time.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

H. 776. To limit the number of days for which members of the court of county commissioners of Crenshaw county may be paid for services as members of said court, for mileage in going to and from said court, for their services rendered in the discharge of their duties in letting out, inspecting and accepting, building or repairing of any county bridges of county buildings or works, and mileage necessarily traveled by them in so doing, during any one year, or part of a year; to say when this act shall go into effect; and to repeal all laws and parts of laws in conflict with the provisions of this act insofar as Crenshaw county is concerned.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

H. 792 (with amendment). To take away from all inferior courts created in lieu of justices of the peace in any one or more

of the precincts of Jefferson county, Alabama, except any such court so created for one or more of the following precincts, to-wit: 1, 2, 3, 4, 5, 7, 24, 27, 33, 35, 40, 41, criminal and quasi-criminal jurisdiction.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Local Legislation, said amendment being as follows:

Amend House bill No. 792 as follows:

By adding after figures 41, both in the title and in the body of the bill, the figures 45, 52, 29, 49, 51, 53, and 55.

And the amendment was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

And the bill:

H. 792. To take away from all inferior courts created in lieu of justices of the peace in any one or more of the precincts of Jefferson county, Alabama, except any such court so created for one or more of the following precincts, to-wit: 1, 2, 3, 4, 5, 7, 24, 27, 33, 35, 40, 41, criminal and quqasi-criminal jurisdiction.

As amended, was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Blunt	Cobbs	Guy
Albright	Brindley	Collins	Hale
Alexander	Burns	Crump	Hare
Allen	Calvert	Deese	Hawkins
Andrews	Carnley	Dickson	Hollis
Arnold	Christian	Dodson	Howle
Austin	Christopher	Faulk	Ingram
Baker	Clayton	Fletcher	Johnson
Benners	Cliett	Gilbert	Lee (Perry)

Lewis	Parker	Salter	Stoddard
Lynne	Peters	Seale	Tompkins
Milford	Pittman	Shaw	Tunstall
Mitchell	Preston	Simpson	Waddell
Murphree	Robertson	Smith	Whorton
Oakley	Ross	Sparks	Woodard

—60

H. 788. To abolish the second division of the municipal court of Birmingham, Alabama.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:			
Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

S. 238. To provide for and regulate the use of grand and petit juries for the criminal divisions of all circuit courts of this State, holding at the county site, in all circuits which now are or may hereafter be composed of only one county and in which there are now or may hereafter be provided more than three judges, independent of and separate and apart from the juries for the other divisions of such courts, and to regulate the transfer of juries from civil to criminal divisions thereof, and from criminal to civil divisions thereof.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:			
Mr. Speaker	Baker	Christian	Deese
Albright	Benners	Christopher	Dickson
Alexander	Blunt	Clayton	Dodson
Allen	Brindley	Cliett	Faulk
Andrews	Burns	Cobbs	Fletcher
Arnold	Calvert	Collins	Gilbert
Austin	Carnley	Crump	Guy

Hale	Lewis	Pittman	Smith
Hare	Lynne	Preston	Sparks
Hawkins	Milford	Robertson	Stoddard
Hollis	Mitchell	Ross	Tompkins
Howle	Murphree	Salter	Tunstall
Ingram	Oakley	Seale	Waddell
Johnson	Parker	Shaw	Whorton
Lee (Perry)	Peters	Simpson	Woodard

—60

H. 188. To authorize the tax collectors in counties of the State of Alabama which have one hundred and fifty thousand population, or over, according to the last Federal census, or any subsequent Federal census, to employ Deputies or assistants, and to fix their compensation; to provide the manner of paying same; to require bonds from such deputies or assistants and to provide for the payment of the premiums on such bonds; to provide that total amount expended for such deputies or assistants shall not exceed twenty thousand dollars per annum.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

H. 786. To amend section 16 of an act entitled, "An act to further prescribe and regulate the qualifications, number, designation, duties and powers of the circuit judges of the State and to provide for their election and appointment," approved September 25, 1915.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Allen	Austin	Blunt
Albright	Andrews	Baker	Brindley
Alexander	Arnold	Benners	Burns

Calvert	Faulk	Lewis	Salter
Carnley	Fletcher	Lynne	Seale
Christian	Gilbert	Milford	Shaw
Christopher	Guy	Mitchell	Simpson
Clayton	Hale	Murphree	Smith
Cliett	Hare	Oakley	Sparks
Cobbs	Hawkins	Parker	Stoddard
Collins	Hollis	Peters	Tompkins
Crump	Howle	Pittman	Tunstall
Deese	Ingram	Preston	Waddell
Dickson	Johnson	Robertson	Whorton
Dodson	Lee (Perry)	Ross	Woodard

H. 827. To vacate the dedication of all streets, avenues, and alleys, public highways and public passage ways, into, through, over, on, or across the following described property, situated in the city of Birmingham, and State of Alabama: Beginning at the southeast (SE) corner of Thirty-second (32nd) street and First (1st) avenue, north; thence running southwardly along said street four hundred and fifteen (415) feet to the common railroad right of way, that is, a line running parallel with and eighty-five (85) feet northward of the center of the Alabama Great Southern Railroad; thence eastward along said right of way about thirty-four hundred (3,400) feet to the limits of the property formerly belonging to the Elyton Land Company, that is, the east side of section thirty (30), township seventeen (17), range two (2) west; thence north along the said section line about three hundred feet more or less to a point one hundred and eighty-eight (188) feet south of the center of the east side of said section thirty (30); thence west three hundred and eighty (380) feet to the south side of said First (1st) avenue; thence westward along the said avenue about thirty-two hundred and fifteen (3,215) feet to the point of beginning; and also a right of way which lies east of Thirty-second (32nd) street, and which is more particularly described as follows, to-wit, a strip of land twenty-five hundred and ten (2,510) feet in length and eleven (11) feet in width, off of what here heretofore been known and designated as the common railroad right of way, said strip of land lying immediately along side and south of the Mary Pratt property, hereinabove described, and off of the north side of said common railroad right of way hereinabove mentioned, and more particularly described as follows: Beginning at the southwest (SW) corner of the Mary Pratt property hereinabove described at a point on Thirty-second (32nd) street four hundred and fifteen (415) feet in a southerly direction from the junction of First (1st) avenue and Thirty-second (32nd) street; thence run-

ning in an easterly direction twenty-five hundred and ten (2,510) feet; thence at a right angle in a southerly direction eleven feet; thence in a westerly direction twenty-five hundred and ten (2,510) feet; thence in a northerly direction eleven (11) feet to the point of beginning.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

S. 459. To alter or re-arrange the boundary lines of the city of Fairfield, Alabama.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

S. 458. To alter or re-arrange the boundary lines of the city of Birmingham, Alabama, so as to exclude from the city of Bir-

mingham certain territory now included in the corporate limits of said city of Birmingham.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Russell
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

S. 438. To authorize and direct the board of revenue of Jefferson county, Alabama, to cause to be paid out of the county treasury of Jefferson county, Alabama, stenographic fees incurred by the recess committee having under consideration local legislation for Jefferson county, Alabama.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

H. 323. To provide for the establishment, discontinuance, construction, use, working and maintenance of the public roads

and bridges of Lamar county, Alabama. To define the duties and powers of the court of county commissioners of Lamar county with regard to same, and to fix penalties for violation of the rules and regulations of the public road law of Lamar county and the State of Alabama.

Was taken up. Mr. Hollis offered the following substitute for the bill:

Substitute for House bill No. 323:

A BILL

To be entitled an act to provide for the establishment, discontinuance, construction, use, working and maintenance of the public roads and bridges of Lamar county, Alabama. To define the duties and powers of the court of county commissioners of Lamar county with regard to same, and to fix penalties for violation of the rules and regulations of the public road law of Lamar county and the State of Alabama.

Be it enacted by the Legislature of Alabama:

Sec. 1. That the court of county commissioners of Lamar county, Alabama, is invested with the general superintendency of all the public roads and bridges in Lamar county, Alabama, and may establish new roads, and change and discontinue old roads and bridges so as to render travel over the same as safe and convenient as practicable. The court of county commissioners shall have full jurisdiction as to the opening, construction, continuation, maintenance and improvement of the public roads and bridges in Lamar county, Alabama.

Sec. 2. All persons are liable to work on public roads except the following: All women, all men under the age of eighteen years or over the age of forty-five years; all persons who have lost an arm or a leg; and all persons who by nature or disease are rendered incapable of hard labor and who secure a certificate of such incapacity from the county board of health.

Sec. 3. That the right of way is granted to any person or corporation having the right to construct a telegraph or telephone line within that state to construct a telegraph or telephone line along the margin of the rights of way of the public highways, subject to removal by the court of county commissioners.

Sec. 4. That no woman convict shall be worked on the roads of Lamar county, Alabama.

Sec. 5. That no contract where the estimated cost of the work shall exceed two hundred and fifty dollars shall be made except after advertising for thirty days in some newspaper pub-

lished in the county describing the character of the work to be done and the time and place of letting the same, and then only to the lowest reasonable and responsible bidder for such work, who shall enter into bond for double the amount of such bid, conditioned for the performance of such contract according to its terms, which bond shall be approved by the probate judge of said county; provided, however, that the court of county commissioners shall have the right to reject any and all bids; provided, further, that in the event of the destruction of any bridge or road or damage thereto rendering the same impassable or in any other emergency the court of county commissioners may contract for the repair or rebuilding of such bridge or road without advertising if the public good requires it.

Sec. 6. That the court of county commissioners shall at the regular November term of said court after the adoption of this act and every two years thereafter, appoint three apportioners in each of different precincts of Lamar county, Alabama, whose duty shall be as follows: They shall meet at some designated place to suit their own convenience in the respective precincts on the first Monday in January after the adoption of this act, and annually thereafter, for the purpose of registering all who are liable for road duty; they shall make an estimate of the number of miles of public road in their respective precincts, and apportion all men who are subject to road duty whose residences are nearest to roads which they shall be required to work. Apportioners shall go over all the public roads in their respective precincts quarterly and personally inspect all public roads and see that they are kept in good condition for the best interest for the traveling public. The apportioners shall elect one of their members, who shall be known as road treasurer, and whose duty it shall be to keep a register book and shall keep a correct list of men who shall register to perform work as required by law; he shall report to the court of county commissioners under oath by an itemized statement with affidavit attached, the amount of money received by him each quarter commencing on the first Monday in January during his service as such apportioner. He shall receive for his service, five per cent of the amount collected and paid out. He shall be required to make bond in such sum as the court of county commissioners may deem proper, payable to the county.

Sec. 7. That any apportioner who shall fail to perform any of the duties required by law shall, on conviction, be fined not less than one dollar nor more than one hundred dollars.

Sec. 8. That the court of county commissioners shall appoint on recommendation of the apportioners in each precinct of

Lamar county, one man who is over the age of twenty-one years, to serve as overseer on each public road in Lamar county, whose duty shall be as follows: To warn all men to work, whose names having been furnished them to perform labor by the apportioners; that the overseer shall be required to work eight hours of each day, or to superintend such work as in his judgment is to keep up and maintain the road which he is apportioned to; he shall see that each man under his charge, whether hired or working out his time shall work eight hours each day as required by law. Any overseer who fails to perform the duties as required of him by law shall be guilty of a misdemeanor and upon conviction shall be fined not less than one dollar nor more than one hundred dollars. All apportioners and overseers who serve two years shall be exempt two years from public road duty.

Sec. 9. That any man in Lamar county who is subject to road duty or who is required to work the public roads shall work ten days in each year.

Sec. 10. That the judge of probate of said county shall by order of the court of county commissioners, issue a road commission to each apportioner of the different precincts, which commission shall extend for a term of two years. That the overseer shall be appointed for a term of two years, and the judge of probate shall be required to issue a commission as road overseer, giving the number of the road, also the grade of the road that he is required to keep in proper condition.

Sec. 11. That any man subject to public road duty who shall register with the road apportioners to perform labor on the public roads and who fails to perform same after having been duly warned personally or in writing shall be guilty of a misdemeanor and on conviction must be fined not less than one dollar nor more than twenty-five dollars for each offense, and may also be sentenced to hard labor for the county for not more than thirty days nor less than ten days; unless he has a lawful excuse and presents the same in writing to his overseer within ten days after being warned.

Sec. 12. That the overseer on the public road in Lamar county shall not pay any money for labor without first consulting with the apportioners in the precinct where he is overseer. He shall hire teams and vehicles to work roads, should the apportioners so direct. Any overseer who permits any obstruction in the public road over which he is overseer after having been notified of such for twenty-four hours shall be guilty of a misdemeanor and on conviction shall be fined not less than one dollar nor more than one hundred dollars, and in addition thereto

may be sentenced to hard labor for the county for not more than thirty days.

Sec. 13. That the court of county commissioners be and is hereby authorized and shall levy a vehicle or wagon license for the maintenance of the public roads in Lamar county and in the following amounts: For trucks, twenty dollars per ton rated capacity for each truck per annum. For motor car or automobile, for public or commercial car rated 22 h. p. or less, five dollars per annum. For public or commercial car above 22 h. p. seven dollars and fifty cents per annum. For each auto car for hire to carry passengers, fifteen dollars per annum. All public haulers using log, lumber or timber wagons shall pay fifteen dollars each per annum payable in equal quarterly installments as a special license tax for the maintenance of the public roads in Lamar county. The above license shall be assessed by the tax assessor of Lamar county as other property is assessed and collected by the tax collector as all other taxes. It shall be the duty of the tax collector to turn said money over to the county treasurer and the county treasurer shall keep account for it as a separate road fund and the same shall be paid out by order of the court of county commissioners. Said money to be expended on the public road in the precinct from which same was collected. The court of county commissioners shall not use this vehicle license for any other purpose. This tax shall be assessed and collected each year as all other taxes.

Sec. 14. That no licensed physician or ordained minister of the gospel shall be compelled to serve as overseer of or apportioner on the public road of Lamar county.

Sec. 15. That there shall be no new public roads opened in Lamar county without the same first being located and surveyed by a civil engineer, and he shall be paid by the commissioners court out of the public road fund of the county.

Sec. 16. Any teamster who is not a citizen of Lamar county that comes into the county for the purpose of hauling and does haul, shall be subject to the above privileges license on demand. The sheriff, deputy sheriff, or bailiff or any justice of the peace in the county shall be authorized to collect said tax or license and turn same over to the county treasurer within ten days after same has been collected.

Sec. 17. Should any part or parts of this act be declared unconstitutional, the other parts of the act shall, nevertheless, remain in full force and effect.

And the substitute was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

And the bill:

H. 323. To provide for the establishment, discontinuance, construction, use, working and maintenance of the public roads and bridges of Lamar county, Alabama. To define the duties and powers of the court of county commissioners of Lamar county with regard to same, and to fix penalties for violation of the rules and regulations of the public road law of Lamar county and the State of Alabama.

As amended by the substitute, was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Long (Butler)	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

H. 481 (with amendment). To amend an act entitled an act to amend section 1 of an act entitled "An act to designate certain public roads of the State as State trunk roads and to provide

the manner in which the State roads shall be located, improved and maintained, approved September 10th, 1915," which amended act was approved February 19, 1919.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Public Roads and Highways, said amendment being as follows:

Amend House bill No. 481 by adding all of bill heretofore stricken out, beginning at the word and figure No. 38 where the same first appears in said bill, and continuing to the end thereof.

And the amendment was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

And the bill:

H. 481. To amend an act entitled an act to amend section 1 of an act entitled "An act to designate certain public roads of the State as State trunk roads and to provide the manner in which the State roads shall be located, improved and maintained, approved September 10th, 1915," which amended act was approved February 19, 1919.

As amended, was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Blunt	Cobbs	Guy
Albright	Brindley	Collins	Hale
Alexander	Burns	Crump	Hare
Allen	Calvert	Deese	Hawkins
Andrews	Carnley	Dickson	Hollis
Arnold	Christian	Dodson	Howle
Austin	Christopher	Faulk	Ingram
Baker	Clayton	Fletcher	Johnson
Benners	Cliett	Gilbert	Lee (Perry)

Lewis	Parker	Salter	Stoddard
Lynne	Peters	Seale	Tompkins
Milford	Pittman	Shaw	Tunstall
Mitchell	Preston	Simpson	Waddell
Murphree	Robertson	Smith	Whorton
Oakley	Ross	Sparks	Woodard

—60

S. 443 (with amendment). To amend sections 2 and 3 of an act entitled "An act to establish a board of revenue for Shelby county, and to abolish the court of county commissioners thereof," passed at the session of 1911, being in Local Acts of Alabama, page 154, said amendment making the president and members of said board elective by the qualified voters of said county, and fixing the term of office of said president and members of said board and the time of their election and providing that in case of a vacancy in the office of president or a member of said board, the vacancy shall be filled by election by a majority of the members of the board, for the unexpired term, and providing further that the president and members of the board now holding office shall hold their said office until their successors are elected and qualified under the provisions of this act.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Local Legislation, said amendment being as follows:

Amend Senate bill 443 as follows: Amend the caption of the bill by striking out the following words therein, viz.: "The vacancy shall be filled by election by a majority of the board for the unexpired term."

Amend section one of the said Senate bill 443 by striking out of the same the following words, to-wit: "and in case of a vacancy in the office of president or a member of the board, it shall be filled by election by a majority of the members of the board for the unexpired term."

And the amendment was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Brindley	Crump	Hawkins
Albright	Burns	Deese	Hollis
Alexander	Calvert	Dickson	Howle
Allen	Carnley	Dodson	Ingram
Andrews	Christian	Faulk	Johnson
Arnold	Christopher	Fletcher	Lee (Perry)
Austin	Clayton	Gilbert	Lewis
Baker	Cliett	Guy	Lynne
Benners	Cobbs	Hale	Milford
Blunt	Collins	Hare	Mitchell

Murphree	Preston	Shaw	Tompkins
Oakley	Robertson	Simpson	Tunstall
Parker	Ross	Smith	Waddell
Peters	Salter	Sparks	Whorton
Pittman	Seale	Stoddard	Woodard

—60

And the bill:

S. 443. To amend section 2 and 3 of an act entitled, "An act to establish a board of revenue for Shelby county, and to abolish the court of county commissioners thereof," passed at the session of 1911, being in Local Acts of Alabama, page 154, said amendment making the president and members of said board elective by the qualified voters of said county, and fixing the term of office of said president and members of said board and the time of their election and providing that in case of a vacancy in the office of president or a member of said board, the vacancy shall be filled by election by a majority of the members of the board, for the unexpired term; and providing further that the president and members of the board now holding office shall hold their said office until their successors are elected and qualified under the provisions of this act.

As amended, was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

H. 775. To repeal an act entitled "An act to provide for the payment of witnesses before the grand juries and State witnesses in all criminal cases, and of the sheriff of the county of Crenshaw and clerks of the circuit court and county court in and for said county in criminal cases, and of the sheriff of the county of Crenshaw and clerks of the circuit court and county court in and for said county in criminal cases, where the State

fails to convict, out of the general funds of Crenshaw county. Local Acts 1915, page 361, approved September 10th, 1915."

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

H. 866. To provide for the election of members of the commissioners' court of Crenshaw county, and to fix their term of office.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

H. 832. To authorize and direct the sheriff of Marengo county to employ a janitor to keep the courthouse and grounds of said county in a cleanly and sanitary condition; and to authorize and direct the county depository of county funds, or

other authority disbursing the funds of said county to pay the monthly salary of said janitor on warrants issued therefor by the probate judge of said county.

Was taken up. Mr. Allen offered the following amendment to the bill:

Amendment to House bill No. 832 to read, said salary not to exceed twenty-five dollars per month.

And the amendment was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

And the bill:

H. 832. To authorize and direct the sheriff of Marengo county to employ a janitor to keep the courthouse and grounds of said county in a cleanly and sanitary condition; and to authorize and direct the county depository of county funds, or other authority disbursing the funds of said county to pay the monthly salary of said janitor on warrants issued therefor by the probate judge of said county.

As amended, was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Brindley	Crump	Hawkins
Albright	Burns	Deese	Hollis
Alexander	Calvert	Dickson	Howle
Allen	Carnley	Dodson	Ingram
Andrews	Christian	Faulk	Johnson
Arnold	Christopher	Fletcher	Lee (Perry)
Austin	Clayton	Gilbert	Lewis
Baker	Cliett	Guy	Lynne
Benners	Cobbs	Hale	Milford
Blunt	Collins	Hare	Mitchell .

Murphree	Preston	Shaw	Tompkins
Oakley	Robertson	Simpson	Tunstall
Parker	Ross	Smith	Waddell
Peters	Salter	Sparks	Whorton
Pittman	Seale	Stoddard	Woodard

—60

H. 875. To authorize and empower the county of Marengo to issue its bonds, bearing interest at the rate of six per centum per annum, for the purpose of refunding its indebtedness, existing at the date of the approval of this act; to sell the same at not less than their face value; to regulate their issuance and sale, and to repeal all laws in conflict with this act, in so far as the said county is concerned.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

S. 423. To amend an act entitled an act "To create the office of assistant clerk of the inferior criminal court of Mobile county, prescribe his or her duties, fix his or her salary and provide for the method of selection for said office," approved February 15th, 1919.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Baker	Christian	Deese
Albright	Benners	Christopher	Dickson
Alexander	Blunt	Clayton	Dodson
Allen	Brindley	Cliett	Faulk
Andrews	Burns	Cobbs	Fletcher
Arnold	Calvert	Collins	Gilbert
Austin	Carnley	Crump	Guy

Hale	Lewis	Pittman	Smith
Hare	Lynne	Preston	Sparks
Hawkins	Milford	Robertson	Stoddard
Hollis	Mitchell	Ross	Tompkins
Howle	Murphree	Salter	Tunstall
Ingram	Oakley	Seale	Waddell
Johnson	Parker	Shaw	Whorton
Lee (Perry)	Peters	Simpson	Woodard

—60

H. 880. To provide for the construction, maintenance and control of the public roads and bridges of all counties in the State of Alabama having a population of not less than 27,155, and not more than 27,200, by the last or any subsequent Federal census; to further define the duties of the courts of county commissioners, or like governing bodies, of all such counties; to provide for the levy and collection of a per capita road tax in commutation of road duty; and to regulate the performance of road duty in such counties by the citizens thereof.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

H. 835. To authorize the commissioners or other governing authorities in all cities of the State of Alabama which have a population of as many as twenty-five thousand and less than fifty thousand people, according to the last Federal census, or which shall hereafter have such population according to any Federal census that may be taken hereafter, to make contributions or expenditures to civic or commercial organizations located in such cities where such expenditure or contribution is for the purpose of advancing the best interests of such cities.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

S. 310. To fix the salary of the judge of probate of Montgomery county, Alabama, and allowance for clerical help and other expenses in said office, and to provide for payment thereof.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

S. 412. To amend section 4 of "An act to fix the compensation of circuit judges, circuit solicitors, and assistant solicitors in all circuits of the State of Alabama which circuits are composed of only one county and having two or more judges, or which circuits may hereafter have two or more judges, and to provide that a portion of such salaries be paid out of the county treasury of the counties constituting the respective circuits.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

H. 851. To dispose of the fine and forfeiture fund in Conecuh county, Alabama, and to provide for the payment of all claims which are by law a charge against said fund.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

H. 852. To authorize the commissioners' court of Conecuh county, Alabama, to pay out of the general fund of said county to the tax assessor of said county, the sum of six hundred dollars per annum for extra assistance in his said office.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Allen	Austin	Blunt
Albright	Andrews	Baker	Brindley
Alexander	Arnold	Benners	Burns

Calvert	Faulk	Lewis	Salter
Carnley	Fletcher	Lynne	Seale
Christian	Gilbert	Milford	Shaw
Christopher	Guy	Mitchell	Simpson
Clayton	Hale	Murphree	Smith
Cliett	Hare	Oakley	Sparks
Cobbs	Hawkins	Parker	Stoddard
Collins	Hollis	Peters	Tompkins
Crump	Howle	Pittman	Tunstall
Deese	Ingram	Preston	Waddell
Dickson	Johnson	Robertson	Whorton
Dodson	Lee (Perry)	Ross	Woodard

—60

S. 434. To establish a board of revenue for Russell county, to provide for the appointment and election of the members thereof and prescribe their duties and powers, to provide for a president of said board and fix his duties and powers; and fix their compensation; to divide the county of Russell into five (5) boards of revenue districts, and abolish the court of county commissioners, and to repeal all conflicting laws general, local and special.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

H. 848. To detach the counties of Greene, Pickens and Sumter from the sixth judicial circuit, and attach said counties to the Marengo circuit; and fix the time for holding court in said counties, and to designate said circuit the 18th judicial circuit.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

S. 231. To provide for a judge of the county court, fix his compensation, provide for a clerk of such court and fix his compensation, and also fix the compensation of the sheriff for services in such court in all counties having a population of more than 37,900 and less than 38,000 according to the Federal census of 1910 and to provide for the payment of the same.

Was read a third time at length and passed.

Yeas, 60; *Nays*, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

S. 408. To amend section 13 of an act entitled an act to provide for the better construction, repairing, working, and maintaining of public roads and bridges in Talladega county, Alabama, approved March 15, 1911, and to amend said section 13 of said act as amended by act of the Legislature approved July 17, 1915, so as to make the same read as follows, to-wit:

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

H. 730. To require the members of the commissioners court of Crenshaw county, Alabama, to execute bond for the faithful performance of their official duties.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

S. 239. To amend section ten (10) of an act approved September 25, 1915, and entitled "An act to provide for the appointment of an official court reporter by each circuit judge in Alabama; to fix thier compensation, define their duties and provide for special reporters in certain cases."

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

H. 646. To close, vacate and annul the alley which runs from Winkler avenue, eastward through Block F, according to the map and survey of the South Highlands Land Company, recorded in the office of the judge of probate of Jefferson county, in Map Book seven, at page three.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

H. 167. To amend section 25 of an act entitled an act to prescribe the qualifications of jurors and regulate the selection, drawing, the summoning of jurors, and prescribe the qualifications and provide for the appointment of jury commissioners and clerks of such commissions and regulate the empanelling of grand and petit juries in all the courts of this State, approved August 31st, 1909.

Was read a third time at length and passed.
Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

H. 270. To amend section one of an act entitled "An act to provide for building and maintaining public highways through incorporated towns and cities by boards of revenue and courts of county commissioners in all counties of two hundred thousand inhabitants or more, out of any money at any time subject to the disposal of such boards of revenue and courts of county commissioners for road purposes.

Was taken up. Mr. Arnold offered the following amendment to the bill:

To amend House bill 270 as follows:

Section 1. That section 1 of an act entitled, "An act to provide for maintaining public highways through incorporated towns and cities by boards of revenue and courts of county commissioners in all counties of 200,000 inhabitants or more out of any money at any time subject to the disposal of such board of revenue and courts of county commissioners for road purposes," approved March 17, 1915, be and the same is hereby amended so as to read as follows:

Section 1. That it shall be the duty of the board of revenue and courts of county commissioners in all counties of the State having a population of 200,000 or more, according to the last preceding census, or any subsequent census, to construct and maintain one public highway running in an easterly and westerly direction entirely through and across the county, and also one public highway running in a northerly and southerly direction, entirely through nad across the county, each of which highways

shall pass by the courthouse of such county, and where such highways pass through any incorporated town or city shall construct and maintain the same within the corporate limits thereof; provided, however, that nothing herein contained shall relieve any person, firm or corporation owning or operating a street railway or other railroad, or any public utility, from any of his or its liabilities or obligations with reference to such streets or highways, or with reference to paving, maintaining or repairing of same or portions thereof; and provided further that nothing herein contained shall deprive any such city or town of its rights, powers and authority to enforce the carrying out of such duties, liabilities and obligations by the owners or operators of said street railway or other railroad or other public utility in the same manner and to the same extent as if the highways were constructed and maintained by such city or town instead of by such counties.

And the amendment was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

And the bill:

H. 270. To amend section one of an act entitled "An act to provide for building and maintaining public highways through incorporated towns and cities by boards of revenue and courts of county commissioners in all counties of two hundred thousand inhabitants or more, out of any money at any time subject to the disposal of such boards of revenue and courts of county commissioners for road purposes.

As amended, was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benness	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

S. 465. To amend section 4 of an act entitled "An act for better construction, repairing, working and maintaining of the public roads and bridges in Sumter county," approved September 22nd, 1915.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benness	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

BILLS INDEFINITELY POSTPONED.

The following bills were indefinitely postponed:

H. 539. An act prescribing the liability of an employer to make compensation by way of damages for injuries received by an employee occasioned by an accident proximately resulting from and while engaged in the actual performance of the duties of his employment and from a cause originating in such employment and providing for the enforcement of same, modifying common law and statutory remedies in such cases; establishing an

alternative elective schedule of compensation, regulating procedure for the determination of liability and compensation thereunder in certain cases, and prescribing penalties for the violation thereof; and providing for attorney's fees and for medical and surgical services.

H. 567. To authorize any bank or trust company incorporated under the laws of the State of Alabama to become a member of a Federal Reserve Bank, and in such event to be subject to all the provisions of the act of Congress known as the Federal reserve act and amendments thereto; to provide and define the reserves to be kept by banks and trust companies incorporated under the laws of this State which are or may become such members of the Federal reserve system; to permit the authorities of this State which supervise and examine banks and trust companies organized under its laws to accept the examinations and audits made pursuant to the Federal reserve act of such banks and trust companies as become members of the Federal reserve system, and to furnish information to the authorities of the Federal reserve system as to such State banks.

H. 480. Authorizing any bank or trust company incorporated under the laws of the State of Alabama to become a member of a Federal reserve bank, and in such event to be subject to all the provisions of the act of Congress known as the Federal reserve act and amendments thereto; to provide and define the reserves to be kept by banks and trust companies incorporate under the laws of this State which are or may become such members of the Federal reserve system; to permit the authorities of this State which supervise and examine banks and trust companies organized under its laws to accept the examinations and audits made pursuant to the Federal reserve act of such banks and trust companies as become members of the Federal reserve system, and for other purposes.

H. 276. To fix the salaries of judges of the county courts in counties having a population of less than 50,000 according to the last preceding Federal census, and to make the clerks of the circuit court ex-officio clerks of the county court and provide for the payment of their services.

H. 517. To authorize the summoning of grand and petit jurors by registered mail and provide the mode of doing so.

H. 635. To amend section five of an act entitled "An act to provide for the appointment of an official stenographer for the second judicial circuit of Alabama, and to prescribe his duties and to fix his compensation," approved August 9th, 1917, as amended by an act of the Legislature of Alabama, approved March 29th, 1911.

H. 497. To conserve the natural resources of the State of Alabama, to change the name of the department of game and fish to the department of conservation and to provide that the State game and fish commissioner shall be, hereafter, known as the commissioner of conservation, to vest in the commissioner of conservation the power to enforce and administer all laws providing for the preservation, protection and propagation of wild birds, wild fur-bearing quadrupeds, game, forests, fish, oysters and other shell-fish, crustaceans, and all other natural resources of the State, which have not been reduced to private ownership, and to provide that all expenses incurred in the administration of the conservation laws shall be paid out of the game and fish protection fund and the oyster fund.

H. 582. To make the clerk of the circuit court of Cleburne county ex-officio clerk of the county court.

H. 643. To amend an act approved February 19, 1919, entitled "An act to amend section 1 of an act entitled an act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained, approved September 10, 1915."

ADJOURNMENT.

Under a joint resolution heretofore adopted, on motion of Mr. Ross, the House adjourned until 10 o'clock Friday morning.

FORTIETH DAY.

House of Representatives,
Friday, August 29th, 1919.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Mr. Ingram of the House.

ROLL CALL.

On a call of the roll of the House the following members answered to their names:

Messrs:			
Mr. Speaker	Dodson	Jones (Montgomery)	Pittman
Adams	Edwards (Dallas)	Johnson	Preston
Albright	Edwards (Pike)	Jordan	Reynolds
Alexander	Ellis (Bullock)	Lawson	Robertson
Allen	Ellis (Elmore)	Lee (Butler)	Ross
Andrews	Faulk	Lee (Perry)	Russell
Arnold	Fletcher	Lewis	Seale
Baker	Gilbert	Long (Butler)	Shaw
Benners	Graham (Autauga)	Long (Sumter)	Sherrod
Blunt	Graham (Clarke)	Longshore	Simpson
Bracken	Griffin	Lynne	Smith
Brindley	Guy	Mathews (Clarke)	Sparks
Burns	Hall (Henry)	Mathews (Wilcox)	Stewart
Calvert	Hall (Marion)	Milford	Stoddard
Carnley	Hale	Mitchell	Tompkins
Christian	Hardaway	Moorer	Trammell
Christopher	Hare	Murphree	Truss
Clayton	Harrison	McDonald	Tunstall
Cliett	Hawkins	McLeod	Van de Graff
Cobbs	Hollis	Oakley	Waddell
Collins	Holmes (Baldwin)	Oliver	Whorton
Crump	Howle	Orr	Williams
Dansby	Ingram	Parker	Wilson
Deese	Jones (Escambia)	Partridge	Woodard
Dickson	Jones (Marengo)	Peters	

—99

A quorum was present:

REPORT OF COMMITTEE ON THE REVISION OF THE JOURNAL.

Mr. Speaker:

We, your Committee on the Revision of the Journal, beg leave to report that we have examined the Journal of the thirty-ninth day, and find the same to be correct.

W. H. Shaw,
Chairman.

The report of the Committee was concurred in and adopted and the Journal for the thirty-ninth day was approved.

RESOLUTIONS.

The following resolutions were introduced:

By Mr. Adams:

H. R. 175. Resolved by the House, that House bill No. 726 be made a special, continuing, paramount order for the forty-second legislative day, until disposed of.

And the resolution was referred to the Standing Committee on Rules.

By Mr. McLeod:

H. R. 176. Be it resolved by the House of Representatives, that House bill No. 583, with substitute, be made a special, paramount, continuing order for the forty-second legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Deese:

H. R. 177. Be it resolved by this House, that no bills be given special order preference on the calendar for the forty-first, forty-second, and forty-third legislative days, and that on those days each member, on the call of counties, be allowed to call one bill and that if on any one of those days adjournment be taken before the call of counties is completed, on reconvening, same shall be resumed where it was left off at previous meeting.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Baker:

H. R. 178. Be it resolved by the House, that H. bill No. 88 be made a special, paramount and continuing order for the next legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Faulk:

H. R. 179. Be it resolved by this House, that House bills No. 14-18 and 265 be given a special, continuing and paramount order for the forty-third legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Pittman:

H. R. 180. Be it resolved, that House bills No. 521 and 760 be and the same are hereby made special, paramount orders for

the forty-second legislative day immediately after the mid-day recess.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Burns:

H. R. 181. Resolved, that House bill 676 be and the same is hereby made a special order for the forty-second legislative day immediately after the reading of the Journal, etc.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Dickson:

H. J. R. 182. Be it resolved by the House, the Senate concurring, that the Senate be requested to return Senate bills 458 and 459 to the House for further consideration.

And the rules were suspended and the resolution was adopted.

By Mr. Faulk:

H. J. R. 183. Be it resolved by the House, the Senate concurring, that it is the sense of the Legislature of Alabama that the Constitution of the United States be amended as soon as possible, so as to require a declaration of war, of aggression, or invasion to be concurred in or ratified by a majority vote of the qualified electors in two-thirds of the states of the union before such declaration becomes effective.

Be it further resolved, that the Legislature of Alabama hereby makes application to the Congress of the United States to call a convention of the several states for the purpose of proposing amendments to the Constitution of the United States.

Be it further resolved, that a copy of this resolution be sent to each of the United States senators and each congressman from the State of Alabama, with a request that they take immediate and appropriate action looking to the end of having the Constitution of the United States so amended.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Andrews:

H. J. R. 184. Whereas, the active participation of the United States in the great world war tested the spirit and courage and resolution of the American people, through service and sacrifice and willingness to give combat with the forces of evil and tyranny even to the death, and

Whereas, the State of Alabama sent into the army of the United States more than 80,000 of her bravest and best, both as

officers and enlisted men, all of whom added new luster to the annals of American arms; and

Whereas, of all the goodly number whose names are borne on the national roll of honor as serving from Alabama, the name of Robert Lee Bullard, born January 15, 1861, in Yongesborough, then in Russell, now in Lee county, in this State, heads the list with the rank of lieutenant general in the regular army of the United States, this rank having been achieved through merited promotions and distinguished service, beginning as a graduate from West Point in 1885; with service in the 10th United States Infantry; colonel of the 3rd Alabama infantry regiment in the Spanish-American war; civil service in Cuba, 1907-08; lieutenant colonel, 8th Regular infantry, October 31, 1906; promoted colonel, March 11, 1911; twice commended for bravery in the Philippine campaign; governor of Lana, Moros, Island of Mindanao, 1902-04; promoted major general, 1917; commander of the first division of the American expeditionary forces, January, 1918, capturing and holding Cantigny, the first demonstration of the power of the American army; promoted lieutenant general October 21, 1918, and who did not retreat before the German drive at Chateau Thierry, but whose refusal to retreat, after the order to do so had come from general headquarters, turned the tide of battle in favor of the allies and forced the German retreat; awarded distinguished service order by direction of President Wilson; and chevalier of the Legion of Honor; and

Whereas, the conspicuous record of leadership so displayed by General Bullard should be kept in lasting remembrance by the people of Alabama, for the encouragement of aspiring youth and as a stimulus to all those who believe in the high principles of manliness and courage and personal character which have made possible his advance to eminence;

Now, therefore, be it resolved by the House of Representatives, the Senate concurring:

1. That the foregoing brilliant record is commended with the liveliest emotions of admiration and appreciation, coupled with the hope that his career may be a continuing inspiration to the youth of the land.

2. That Congress and the military authorities of the United States may permit this great soldier to retain permanently the high rank of lieutenant general, the right to which he has so justly earned.

3. That these resolutions be set forth at length in the journals of both houses, and in the acts of the Legislature in order that they may be given a permanent place in the official life and literature of the State.

4. That a copy of these resolutions be enrolled on parchment, signed by the presiding officer of the Senate, the Speaker of the House of Representatives, and the governor, and attested by the secretary of State with the great seal of the State, and forwarded to the distinguished subject.

The rules were suspended and the resolution was adopted.

By Mr. Faulk:

H. R. 185. Be it resolved by this House, that hereafter all speeches on any measure before the House shall be limited to five minutes, except the author of a bill, or resolution, who shall be limited to ten minutes.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Long of Butler:

H. R. 186. Resolved by the House, that the circuit judges, city judges, and solicitors now lobbying with members of the House for an increase in their salaries, be requested forthwith to furnish the House with a statement as to the names of the judges and solicitors holding court for and attending to their duties during their enforced absence.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Jones of Montgomery:

H. R. 187. Resolved by the House, that House bill No. 98 relating to exemption of soldiers and sailors from poll tax be made a special, paramount and continuing order for the forty-first legislative day immediately after reading report of Committee on Revision of Journal.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Lynne:

H. J. R. 188. Be it resolved by the House, the Senate concurring, that when the two houses adjourn today they stand adjourned until ten o'clock Tuesday morning.

And the rules were suspended and the resolution was adopted.

By Mr. Carnley:

H. R. 189. Resolved, that H. J. R. 16 relating to calling a constitutional convention be made a special, paramount and continuing order for the forty-second legislative day, immediately after the reports of standing committees of the House.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Ross:

H. R. 190. Resolved, that House bills No. 528, 211 and 419 be made special, paramount and continuing orders for the forty-second legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Allen:

H. R. 191. Resolved by the House of Representatives, that H. bill No. 935 amending Sec. 153 of the Code of Alabama, relating to preferred claims against the county, be made a special, paramount and continuing order for the forty-second legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Cobbs:

H. R. 192. Resolved, that House bill 662 (as to summoning jurors and witnesses by registered mail—a cumulative method)—be made a special, continuing, paramount order for the forty-first legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Cobbs:

H. R. 193. Resolved, that House bill 704 (as to requiring that vacancies in boards of directors where quorum cannot be had be filled by stockholders rather than by remaining directors) be made a special, continuing, paramount order for the forty-second legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Cobbs:

H. R. 194. Resolved, that House bill 806 (as to telephones, etc.) be made a special, continuing, paramount order for the forty-third legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Cobbs:

H. R. 195. Resolved, that House bill 544 (giving pedestrians right of way over vehicles in congested streets, etc.) be made a special, continuing, paramount order for the forty-third legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Cobbs:

H. R. 196. Resolved, that Senate bill 546 (in re districts for improving of cut over lands by owners joining, etc.) be made a special, continuing, paramount order for the forty-first legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Cobbs:

H. R. 197. Resolved, that Senate bill 218 (as to constitutional amendment as to states establishing highway systems of public roads and bridges, etc.) be made a special, continuing, paramount order for the forty-second legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Cobbs:

H. R. 198. Resolved, that House bill 807 (as to boxing contests, not prize fights) be made a special, continuing, paramount order for the forty-third legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Cobbs:

H. R. 199. Resolved, that Senate bill 311 (as to enabling State highway department to accept automobile trucks, road materials and equipment from U. S. government, etc.) be made a special, continuing, paramount order for forty-third legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Cobbs:

H. R. 200. Be it resolved by the House, that S. 546, relating to the stumpage and clearing of cut-over lands, be made a special, paramount and continuing order for the forty-second legislative day.

And the resolution was referred to the Standing Committee on Rules.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 442. To create the office of State fire marshal, and to provide for the appointment of deputy marshal and assistant; to define their powers and duties and to fix their compensation; to provide ways and means for the enforcement of this act and

penalties for violation thereof; and to provide means for defraying the expenses incurred under the provisions hereof.

S. 452. To amend section 2686 of the Code of Alabama of 1907.

S. 509. For the relief of Rev. J. M. Johnson.

S. 535. To provide for the construction, maintenance and control of the public roads and bridges of all counties in the State of Alabama having a population of not less than 27,155 and not more than 27,200, by the last or any succeeding Federal census; to further define the duties of the courts of county commissioners, or like governing bodies, of all such counties; to provide for the levy and collection of a vehicle license tax; to provide for the levy and collection of a per capita road tax in commutation of road duty; and to regulate the performance of road duty in such counties by the citizens thereof.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:

Revision of Laws: S. 442, S. 452.

Ways, Means and Appropriations: S. 509.

Public Roads and Highways: S. 535.

RECOMMITTAL OF BILL.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, returned to the House:

H. 831. To prohibit the obtaining of money, property, or other thing of value, or the making, uttering or delivery of any check, draft, or order in payment of any obligation, with intent to defraud; to fix the punishment for the violation thereof, and to prescribe a rule of evidence in prosecutions thereunder.

With the request that the same be referred to the Committee on Banking and Insurance and the bill was referred to the Standing Committee on Banking and Insurance.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

Mr. Speaker:

Your Committee on Engrossed Bills begs leave to report that it has examined the following House bills:

H. 634. To prevent frauds and impositions upon the people of the State and to protect investors.

Also:

H. 167. To amend section 25 of an act entitled an act to prescribe the qualifications of jurors and regulate the selection, drawing, the summoning of jurors, and prescribe the qualifications and provide for the appointment of jury commissioners and clerks of such commissions and regulate the empanelling of grand and petit juries in all the courts of this State, approved August 31st, 1909.

Also:

H. 188. To authorize the tax collectors in counties of the State of Alabama which have one hundred and fifty thousand population, or over, according to the last Federal census, or any subsequent Federal census, to employ deputies or assistants, and to fix their compensation; to provide the manner of paying same; to require bonds from such deputies or assistants and to provide for the payment of the premiums on such bonds; to provide that total amount expended for such deputies or assistants shall not exceed twenty thousand dollars per annum.

Also:

H. 270. To amend section one of an act entitled "An act to provide for building and maintaining public highways through incorporated towns and cities by boards of revenue and courts of county commissioners in all counties of two hundred thousand inhabitants or more, out of any money at any time subject to the disposal of such boards of revenue and courts of county commissioners for road purposes.

Also:

H. 481. To amend an act entitled an act to amend section 1 of an act entitled "An act to designate certain public roads of the State as State trunk roads and to provide the manner in which the State roads shall be located, improved and maintained, approved September 10th, 1915," which amended act was approved February 19, 1919.

Also:

H. 646. To close, vacate and annul the alley which runs from Winkler avenue, eastward through Block F, according to the map and survey of the South Highlands Land Company, recorded in the office of the judge of probate of Jefferson county, in Map Book seven, at page three.

Also:

H. 667. To provide for establishing and holding circuit court at Haleyville, Winston county, Alabama; to fix the jurisdiction thereof, to regulate proceedings therein; to provide officers and

juries, both grand and petit, for holding said court and for the transaction of the business thereof, and to regulate their duties; to provide for a register and deputy register, or clerk, for the equity side of said court and to prescribe and regulate their duties.

Also:

H. 693. To abolish the town of Hollins, a municipal corporation, in Clay county, Alabama, and to dissolve the incorporation thereof, and to provide for the disposition of the records of said town.

Also:

H. 730. To require the members of the commissioners court of Crenshaw county, Alabama, to execute bond for the faithful performance of their official duties.

Also:

H. 761. To provide for the more efficient construction and maintenance of the public roads and bridges of Crenshaw county; to provide for the election of a county engineer, to fix his salary and term of office and to prescribe his duties; to prescribe the duties of the commissioners court under this act; to provide revenue for the roads and bridges of the county; to levy a commutation fee of five dollars in lieu of road work; to levy a vehicle license tax for road purposes; to prescribe the duties of the tax assessor, tax collector, probate judge and sheriff under this act and to fix their compensation; to provide for the assessment and collection of the taxes under this act; to provide for the punishment of persons violating the provisions of this act; to provide for the disposition of fines and forfeitures collected under this act and for the hire of county convicts under this act and to provide such other duties as may be necessary for the better and more efficient construction and maintenance of the public roads and bridges of the county.

Also:

H. 775. To repeal an act entitled "An act to provide for the payment of witnesses before the grand juries and State witnesses in all criminal cases, and of the sheriff of the county of Crenshaw and clerks of the circuit court and county court in and for said county in criminal cases, where the State fails to convict, out of the general funds of Crenshaw county. Local Acts 1915, page 361, approved September 10th, 1915."

Also:

H. 776. To limit the number of days for which members of the court of county commissioners of Crenshaw county may be paid for services as members of said court, for mileage in going to and from said court, for their services rendered in the dis-

charge of their duties in letting out, inspecting and accepting, building or repairing of any county bridges of county buildings or works, and mileage necessarily traveled by them in so doing, during any one year, or part of a year; to say when this act shall go into effect; and to repeal all laws and parts of laws in conflict with the provisions of this act insofar as Crenshaw county is concerned.

Also:

H. 777. To provide for the more efficient construction and maintenance of the public roads and bridges of Crenshaw county, Alabama; to provide for raising revenue for the same; to levy a vehicle license tax on automobiles, motor trucks and all motor vehicles owned and operated by citizens of Crenshaw county, Alabama; to prescribe the duties of the tax assessor and tax collector of said county under this act; to provide penalties and punishment for the violation of this act, and to repeal conflicting laws.

Also:

H. 780. To provide for and regulate equalities of right and the order of payment of claims legally chargeable against and payable out of the fine and forfeiture fund of Dale county at present in and hereafter accruing or coming into said fund.

Also:

H. 786. To amend section 16 of an act entitled, "An act to further prescribe and regulate the qualifications, number, designation, duties and powers of the circuit judges of the State and to provide for their election and appointment," approved September 25, 1915.

Also:

H. 788. To abolish the second division of the municipal court of Birmingham, Alabama.

Also:

H. 792. To take away from all inferior courts created in lieu of justices of the peace in any one or more of the precincts of Jefferson county, Alabama, except any such court so created for one or more of the following precincts, to-wit: 1, 2, 3, 4, 5, 7, 24, 27, 33, 35, 40, 41, 45, 52, 29, 49, 51, 53 and 55, criminal and quasi-criminal jurisdiction.

Also:

H. 805. To better provide for the payment of State witnesses in the county of Conecuh.

Also:

H. 822. That the county treasurer or custodian of funds be authorized and directed to transfer all monies to the credit of the special jail fund to the credit of the general fund.

Also:

H. 875. To authorize and empower the county of Marengo to issue its bonds, bearing interest at the rate of six per centum per annum, for the purpose of refunding its indebtedness, existing at the date of the approval of this act; to sell the same at not less than their face value; to regulate their issuance and sale, and to repeal all laws in conflict with this act, in so far as the said county is concerned.

Also:

H. 832. To authorize and direct the sheriff of Marengo county to employ a janitor to keep the courthouse and grounds of said county in a cleanly and sanitary condition; and to authorize and direct the county depository of county funds, or other authority disbursing the funds of said county to pay the monthly salary of said janitor on warrants issued therefor by the probate judge of said county.

Also:

H. 835. To authorize the commissioners or other governing authorities in all cities of the State of Alabama which have a population of as many as twenty-five thousand and less than fifty thousand people, according to the last Federal census, or which shall hereafter have such population according to any Federal census that may be taken hereafter, to make contributions or expenditures to civic or commercial organizations located in such cities where such expenditure or contribution is for the purpose of advancing the best interests of such cities.

Also:

H. 827. To vacate the dedication of all streets, avenues, and alleys, public highways and public passage ways, into, through, over, on, or across the following described property, situated in the city of Birmingham, and State of Alabama: Beginning at the southeast (SE) corner of Thirty-second (32nd) street and First (1st) avenue, north; thence running southwardly along said street four hundred and fifteen (415) feet to the common railroad right of way, that is, a line running parallel with and eighty-five (85) feet northward of the center of the Alabama Great Southern Railroad; thence eastward along said right of way about thirty-four hundred (3,400) feet to the limits of the property formerly belonging to the Elyton Land Company, that is, the east side of section thirty (30), township seventeen (17), range two (2) west; thence north along the said section line about three hundred feet more or less to a point one hundred and eighty-eight (188) feet south of the center of the east side of said section thirty (30); thence west three hundred and eighty (380) feet to the south side of said First (1st) avenue;

thence westward along the said avenue about thirty-two hundred and fifteen (3,215) feet to the point of beginning; and also a right of way which lies east of Thirty-second (32nd) street, and which is more particularly described as follows, to-wit, a strip of land twenty-five hundred and ten (2,510) feet in length and eleven (11) feet in width, off of what here heretofore been known and designated as the common railroad right of way, said strip of land lying immediately along side and south of the Mary Pratt property, hereinabove described, and off of the north side of said common railroad right of way hereinabove mentioned, and more particularly described as follows: Beginning at the southwest (SW) corner of the Mary Pratt property hereinabove described at a point on Thirty-second (32nd) street four hundred and fifteen (415) feet in a southerly direction from the junction of First (1st) avenue and Thirty-second (32nd) street; thence running in an easterly direction twenty-five hundred and ten (2,510) feet; thence at a right angle in a southerly direction eleven feet; thence in a westerly direction twenty-five hundred and ten (2,510) feet; thence in a northerly direction eleven (11) feet to the point of beginning.

Also:

H. 880. To provide for the construction, maintenance and control of the public roads and bridges of all counties in the State of Alabama having a population of not less than 27,155, and not more than 27,200, by the last or any subsequent Federal census; to further define the duties of the courts of county commissioners, or like governing bodies, of all such counties; to provide for the levy and collection of a vehicle license tax; to provide for the levy and collection of a per capita road tax in commutation of road duty; and to regulate the performance of road duty in such counties by the citizens thereof.

Also:

H. 848. To detach the counties of Greene, Pickens and Sumter from the sixth judicial circuit, and attach said counties to the Marengo circuit; and fix the time for holding court in said counties, and to designate said circuit the 18th judicial circuit.

Also:

H. 852. To authorize the commissioners court of Conecuh county, Alabama, to pay out of the general fund of said county to the tax assessor of said county, the sum of six hundred dollars per annum for extra assistance in his said office.

Also:

H. 864. To create the office of county treasurer for Crenshaw county, Alabama; to provide for his election and the filling of vacancies; to provide for his appointment by the governor; to

prescribe his duties and fix his compensation; to fix the date that this act shall become operative and to repeal conflicting laws.

Also:

H. 865. To regulate the fine and forfeiture fund of Crenshaw county.

Also:

H. 866. To provide for the election of members of the commissioners' court of Crenshaw county, and to fix their term of office.

Also:

H. 867. To establish a trunk highway beginning at Cullman, Cullman county, and running to Commercial, Walker county, Ala.

Also:.

H. 851. To dispose of the fine and forfeiture fund in Conecuh county, Alabama, and to provide for the payment of all claims which are by law a charge against said fund.

Also:

H. 323. To provide for the establishment, discontinuance, construction, use, working and maintenance of the public roads and bridges of Lamar county, Alabama. To define the duties and powers of the court of county commissioners of Lamar county with regard to same, and to fix penalties for violation of the rules and regulations of the public road law of Lamar county and the State of Alabama.

And finds same correct.

W. H. Stoddard,
Chairman.

BILLS REPORTED FAVORABLY.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 956. To abolish the office of county treasurer in all counties having a population of 150,000 or more according to the last Federal census and to require that the county funds to be deposited in such incorporated national or State bank in the several counties, as the board of revenue or court of county commissioners may elect, and to provide for the custody of such funds, and to require all acts required of the treasurer to be performed by the president of the board of revenue or court of county commissioners.

H. 845. To amend an act to regulate inferior courts in cities having more than 35,000 population, according to the last or any

subsequent Federal census, to prescribe the jurisdiction of such courts, and provide for the number and compensation of the judges for such courts and to provide for the appointment and compensation of the clerks and assistant clerks thereof, and to abolish the office of justice of the peace in such cities." The said act being approved Sept. 25, 1915.

H. 914. To amend an act entitled "An act to fix the time of holding the circuit court in the third judicial circuit of the State of Alabama," as amended and approved April 7th, 1911.

H. 951. To provide for the consolidation of two cities or towns whose boundaries touch with a third town or city not contiguous to either but whose boundary line is within one mile or less of the boundary of either of the others, so as to include within the consolidated city or town the territory between such cities or towns, prescribe the manner in which such consolidation may be had, to provide for the organization of the municipal government of the consolidated city or town, to provide for the payment of the debts of each of the consolidated cities or towns, the performance of the existing contracts of each of said cities and towns, and the disposition of the property of each of the consolidating cities or towns.

H. 959. To authorize registers of the circuit court in circuits composed of only one county and having two or more circuit judges, or counties, now or hereafter, having a population of over 100,000 according to the last Federal census, to grant decrees pro confesso on bills or supplemental bills which are in default for want of answer on any day, in term time or vacation, and to issue all orders of publication to nonresidents or where the address of defendants is unknown, in term time or vacation; or to issue any other process necessary to bring the defendant into court, as now provided by law; and to issue writs of garnishment on judgments or decrees for payment of cost.

H. 960. To require certificate of decree of divorce, whether complainant or defendant, or certificates of decree granting the right to remarry to defendant in any divorce proceeding, to be filed with judge of probate by all parties applying for marriage license that have or may hereafter be divorced.

H. 961. To confer final jurisdiction of bastardy cases on inferior courts or courts established in lieu of justices of the peace, by whatsoever name called, in counties having a population of 150,000 or more, according to the last or any subsequent Federal census.

H. 859. To regulate the authentication and certification of claims against the fine and forfeiture fund.

S. 241. To prohibit involuntary servitude or forcible detention in public or private hospitals, reformatories, houses of detention, convents, asylums, sectarian seminaries, schools or institutions, and providing penalties therefor.

H. 962. To establish boards of revenue in all counties having a population of not less than 47,041 and not more than 47,150, according to the Federal census of 1910, and to abolish the courts of county commissioners thereof, and to provide for the better working of the public roads of said counties.

H. 974. To further provide for the prevention and suppression of diseases and parasites, among cattle, horses, mules, asses and hogs, such as hog cholera, glanders, cattle fever tick, foot and mouth disease, and other infectious and communicable diseases and parasites by requiring all railroad cars in which animals are transported in Alabama, from points within the quarantined area as defined by the United States Department of Agriculture or by the State Live Stock Sanitary Board, to be cleaned and disinfected.

H. 973. To create the office of county treasurer for Shelby county, to provide for his election and the filling of vacancies, to prescribe his duties and compensation.

S. 546. For the creation, organization and maintenance of stump and land clearing districts in the State of Alabama for the purpose of clearing and stumping land or lands, not now fitted for agricultural purposes, for sanitary or agricultural purposes, or when the same may be conducive to the public health, convenience or welfare, or of public utility or benefit, by clearing or stumping or otherwise; to define the privileges, powers, duties and liabilities of such stump and land clearing districts, the officers and agents thereof; to provide for the levying of taxes upon the property in said clearing district or districts authorizing the issuance of bonds by such stump and land clearing districts; and giving to said stump and land clearing districts full power to acquire such machinery, tools, lands and property as may be necessary and proper for its purposes.

S. 486. To amend an act of the Legislature of Alabama entitled "An act to amend section 3795 of the Code of Alabama of 1907.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report with amendment:

H. 838 (with amendment). Relating to motion picture films, reels, or stereopticon views or slides; providing a system of

examination, approval and regulation thereof, and of the banners, legends, posters and other like advertising matter used in connection therewith; creating the board of censors; and providing penalties for the violation of this act.

H. 920 (with amendment). To prohibit the practice of law in any court of this State, or of the United States held in this State, by solicitors of circuit courts, except when such solicitors represent the State of Alabama, any county of the State of Alabama, or any municipality of the State of Alabama; to exempt deputy solicitors and county solicitors from the operation of this act, and to exempt persons, who are temporarily acting, as circuit solicitors, from the operation of this act; and to fix and prescribe punishments and penalties for the violation of this act.

S. 331 (with amendment). To amend section 4898 of the Code of 1907.

S. 439 (with amendment). To provide for the appointment and compensation of bailiffs of courts in all counties of the State of Alabama which have a population of two hundred thousand or more according to the last or any subsequent Federal census and to fix the compensation of such bailiffs.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

S. 284. To amend an act entitled an act providing for the registration, licensing, identification and regulation of motor vehicles operated upon the public highways of this State, and fixing liabilities of persons riding therein, and providing penalties and punishments for violation for the provisions for said act, approved April 22, 1911.

S. 351. To require the court of county commissioners, or body of similar jurisdiction of Pike county, Alabama, to allow to the clerk of the circuit court of said county, three dollars per day during term times, as a preferred claim against the general fund of said county, for the purpose of paying an assistant employed by him to assist him in the performance of his duties as such clerk during he term times of circuit courts held in said county.

S. 364. To define lawful fences in all counties the population of which by the last Federal census was not less than 80,000 nor more than 82,000.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted

on the following bill and ordered the same returned to the House with a favorable report with amendment:

H. 935 (with amendment). To amend section 153 of the Code of Alabama.

Mr. Lynne, acting chairman of the Standing Committee on Ways, Means and Appropriations, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report:

H. 549. To provide for the relief of E. C. Childs, tax collector, Geneva county, Alabama, during the year 1910, in the matter of refunding \$448.50, on account of an unused poll tax receipt book being charged to him in the final settlement for the year 1910 by the State auditor, and to make an appropriation for the refund of this \$448.50 to E. C. Childs.

Mr. Oakley, acting chairman of the Standing Committee on Commerce and Common Carriers, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

S. 376. To authorize and empower all counties of Alabama which have or shall have taxable property in such counties of one hundred million of dollars annually, or more, according to any annual assessment to be made thereafter, to acquire, construct, purchase, own, lease, maintain, use, control, and operate highways, railroads, and terminals and all facilities and structures appurtenant thereto; for the performance of the obligation of warehousemen and common carrier in aid of commerce; to establish reasonable charges for such service; within its own territory; or across, on or through adjacent counties; to establish a commission as a county agency for the performance of this authority and power; to purchase and condemn private property for the above purpose; to dispose of net profits from the operation of the facilities herein described; that private capital shall not be prevented from engaging in the same enterprise; that the power and authority herein described shall become effective immediately upon the ratification of an amendment to the Constitution of Alabama.

S. 170. Authorizing and empowering any county in this State in which, or along the coast of which the tides ebb and flow, and any cities or towns, or other municipalities in any such counties, to own, construct, lease and operate teletric street railways, interurban electric railways and electric lighting and power plants and hydro-electric power plants, and authorizing such counties and municipalities in this State to co-operate and combine and make contracts with each other and with municipalities in other

states in the ownership, construction, leasing and operation of electric street railways, electric interurban railways and electric lighting and power plants and hydro-electric power plants; authorizing such counties and municipalities to acquire or lease existing interurban railways and street railway systems; authorizing such counties and municipalities to mortgage electric street railways and interurban railways and power plants and to pledge the revenues derived therefrom and to issue bonds, secured by such mortgages and pledges, providing for a system of allotting and prorating the cost of electric interurban railways; providing for the election of commissioners by such counties and municipalities to represent such counties or municipalities in the ownership, construction, leasing and management of interurban railways; providing that such commissioners shall keep a public record of their proceedings and publish the same, and providing for the exercise of the right of eminent domain by counties and municipalities or by commissioners representing them; and to provide for elections in counties and municipalities to decide whether they wish to adopt the privileges herein authorized.

S. 375. To provide for the acquirement, construction, ownership, lease, maintenance, use, control and operation by counties of Alabama which have or which shall have taxable property in such counties of one hundred millions of dollars annually, or more, according to the assessments by such counties for the year of 1918 A. D., or according to the annual assessments to be hereafter made, of highways, of railroads—by any kind of motive power; freight stations; passenger stations; wharves; piers; docks; warehouses; grain elevators; storage tanks; team trucks; and all other facilities and structures appurtenant thereto, by the issue of bonds, not exceeding one per cent, in addition to the limit of county indebtedness, of such taxable property in such counties; the holding of elections to decide whether such counties shall issue such bonds; to authorize the county internal improvement commission, a county agency, to sell said bonds and to account to the board of revenue therefor of the county; to levy and collect a special tax, not exceeding twenty cents on each one hundred dollars of taxable property, to be in addition to the maximum rate prescribed; exemption from State, county and municipal taxation of such bonds; to become effective upon ratification of an amendment to the Constitution of Alabama; and same power to new counties formed from such counties.

S. 377. To authorize cities and towns of over five thousand population according to the last Federal census, or which shall have such population according to any Federal census taken thereafter, and situated in counties which have or which shall

have, annually, taxable property in such counties of one hundred millions of dollars, or more, according to the assessments by such counties for the year A. D. 1918, or according to any annual assessments hereafter made, to acquire, construct, purchase, maintain, own, lease, use, control and operate railroads by any kind of motive power, and terminal facilities and other structures, appurtenant thereto, in aid of commerce and the transportation of passengers, within, across, in or through the territory of such counties inw hich such cities and towns are situated or adjacent counties, and to issue bonds, grant money and property to carry into execution these powers.

Mr. Carnley, chairman of the Standing Committee on Temperance, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report:

H. 862. To better secure compliance with the laws of Alabama, requiring instruction of all pupils in public schools, and in all schools and colleges supported in whole or in part by public money, or under State control, with reference to the effect of alcoholic drinks, stimulants and narcotics upon the human system.

H. 871. To amend section 7814 of the Code of 1907.

H. 881. To further suppress the evils of intemperance and to further assure the enforcement of the laws of the State of Alabama prohibiting the manufacture, sale or possession of spirituous, vinous, malted or other intoxicating liquors, by prohibiting the circuit or county solicitors, and all other prosecuting officers in the State, from defending any person charged with a violation of the laws of the United States or the State of Alabama, prohibiting or regulating the manufacture, sale or possession of intoxicating liquors.

S. 424. To permit bonds to be given for property seized under the prohibition act, pending appeal to the supreme court.

S. 321. To amend section 13 of an act entitled "An act to further suppress the evils of intemperance; to restrict the receipt, possession, and delivery of spirituous, vinous, malted, fermented or other intoxicating or prohibited liquors and beverages and fixing punishment and penalties," approved January 25th, 1919.

Mr. Carnley, chairman of the Standing Committee on Temperance, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report with amendment:

S. 320 (with amendment). To designate the persons who are authorized to purchase, have shipped from outside of the State,

receive, accept delivery of, possess and use wines for sacramental or religious purposes; and to prescribe the procedure for procuring and having the same shipped from outside of the State.

Mr. Brindley, chairman of the Standing Committee on Municipal Organizations, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report:

S. 496. To extend the term of office in all cities, having commission form of government, of the commissioner to be elected in the year 1919, having a population of not less than 50,500, nor more than 100,000, according to the last Federal census, and to provide for an election at the end of the term as extended.

Mr. Tompkins, acting chairman of the Standing Committee on Ways, Means and Appropriations, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report:

H. 937. To provide for the payment of expenses for automobiles for the use of sheriffs in the discharge of their duties as such in counties of not less than 53,401, nor more than 53,501, population, according to the Federal census of 1910, or according to any subsequent Federal census.

H. 798. For the relief of E. R. Bradford.

H. 913. To provide for the payment of the expenses and compensation of a guard incurred in bringing back to the State of Alabama from Little Rock, Arkansas, L. W. Griffith, a fugitive from justice, charged under proper process with the charge of burglary and grand larceny; and brought back to Alabama under due and legal authority and requisition of the governor of Alabama.

Mr. McLeod, chairman of the Standing Committee on Public Health, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report:

S. 539. To amend an act entitled "An act to define dentistry; to provide for the regulation of the practice thereof; to provide for the examination of applicants to practice dentistry in Alabama; to provide for the issuing of license certificates and the registration and display thereof; to provide for reports by probate judges of said registrations; to provide for the revoking or refusing to issue said certificates; to provide a board of dental examiners of Alabama, provide for their election and prescribe their duties, powers, qualifications, terms of office and compensation; to provide for the disposition of fees collected by said

board; to provide fees and funds for enforcing said act; to provide for enforcing said act; to allow the board of dental examiners of Alabama to enter into reciprocity agreements with like boards of other states; to provide penalties and punishment for the violation of the provisions of said act; to provide for any unconstitutionality of said act, and to repeal all general and local laws in conflict with said act," and approved August 31st, 1915, by amending sections 1 (A), 17 and 18 thereof, and by adding thereto an additional section.

S. 361. To prescribe the term of training for nurses in hospital and schools in Alabama, and the method of certification as such.

Mr. Lee of Butler, chairman of the Standing Committee on Military, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report:

S. 214. To amend article 2, section 7417 of the Code of 1907.

Mr. Jones of Escambia, chairman of the Standing Committee on Public Printing, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report:

H. 953. To amend section 1651 of the Code of Alabama.

Mr. Long of Sumter, chairman of the Standing Committee on Agriculture, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report:

H. 785. To further regulate public gins and ginneries in this State.

H. 821. To validate payments heretofore made by county authorities for cattle tick eradication and all debts contracted and warrants issued heretofore for vats and other expenses of tick eradication.

Mr. Long, chairman of the Standing Committee on Agriculture, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report with substitute:

H. 191 (with substitute). To promote the public health, convenience and welfare by leveeing, ditching and draining the wet, swamp and overflowed lands of the State, and providing for the establishment of levee or drainage districts for the purpose of enlarging or changing any natural water courses, and for digging ditches or canals for securing better drainage, or providing better outlets for drainage, for building levees or embank-

ments and installing tide gates or pumping plants for the reclamation of overflowed and tidal lands, and prescribing a method for so doing, and providing for the assessment and collection of the costs and expenses of the same, and issuing and selling bonds therefor, and for the care and maintenance of such improvements, when constructed.

Mr. Long of Sumter, chairman of the Standing Committee on Agriculture, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report with amendment:

H. 825 (with amendment). To protect the sugar cane syrup and sorghum cane syrup industry in the State of Alabama.

Mr. Long of Sumter, chairman of the Standing Committee on Agriculture, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report:

H. 898. To amend sections 2, 10, 11, 12, 13 and 17 of an act entitled "An act to provide for and regulate the manufacture and sale of "commercial feeding stuffs" in Alabama; to further provide for registration, tagging, sampling and analyzing "commercial feeding stuffs," and to fix penalties for violations of this act," so as to regulate the sale of "commercial feeding stuffs;" to define the same and to prohibit the adulteration thereof, to provide for their correct weight, sampling, analyses, and marketing; to authorize the commissioner of agriculture and industries to prescribe rules and regulations for carrying out the provisions of this act; to establish in the department of agriculture and industries, a division of foods, feeds and drugs, to be charged with the execution of this act; to authorize the commissioner of agriculture and industries to appoint an assistant as supervisor, of said division, and to appoint other necessary clerical assistance; to provide for the payment of salaries and expenses out of the funds accruing hereunder; and to fix penalties for violation of this act. Approved Feb. 15th, 1919.

H. 933. To encourage the production of pure bred registered live stock in the State of Alabama.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report:

H. 893. To provide for and authorize the appointment of a special judge in circuits composed of only one county, and hav-

ing more than three circuit judges in cases of incompetency of the regular judge, or his temporary inability to act.

H. 940. To create a commission with authority and powers to act for and on behalf of the State of Alabama in acquiring by purchase or condemnation the building in the city of Montgomery, Alabama, commonly known and designated as the "First White House of the Confederacy," and also the land whereon said building rests or such other land as said commission may deem advisable, and to make appropriation for such purpose and for the maintenance and repair of such property.

H. 895. To provide for the payment of salaries by the county to circuit judges in circuits composed of only one county, and having more than three judges, in addition to the salary paid by the State.

H. 939. To confer additional criminal jurisdiction on inferior courts or courts established in lieu of justices of the peace by whatsoever name called, on which courts criminal jurisdiction is now by law conferred, in counties having a population of over one hundred and fifty thousand, according to the last or any subsequent Federal census.

H. 896. To provide for the appointment of deputy circuit solicitors in all circuits in this State having more than five circuit judges, to fix their compensation, and to provide the way and manner of paying the same.

S. 422. To create and establish the office of general guardian ad litem in all counties of over eighty-two thousand and less than one hundred thousand of population according to the last preceding Federal census or according to any subsequent Federal census; to prescribe his duties and qualifications; to provide for his appointment and to fix his compensation and term of office; to provide for the appointment of a guardian ad litem in cases where the general guardian ad litem is disqualified and where the interests of the infants interested in a case are antagonistic or conflicting; and to provide penalty for wrongful appointment of such guardian ad litem.

S. 446. To provide that mechanics and material men's liens and the right of enforcement thereof in Covington county, Alabama, shall attach and apply to property of a married woman where the service or labor is performed or the materials furnished with her knowledge and consent under a contract with the husband, and upon property owned jointly by husband and wife when the service or labor is performed or materials furnished under a contract with either or both, with the knowledge and consent of the other; to provide that no homestead right shall defeat such lien or the enforcement thereof; and to pre-

scribe what shall be deemed to be consent within the meaning of this act.

S. 474. To designate the register in chancery of all counties having a population of not less than 36,000 and not more than 37,000 as acting treasury of their respective county, where the commissioners court, county board of revenue or like governing body, fails, neglects or refuses to designate any bank in said county as a repository of county funds as now provided by law; to fix the salary to be paid such register in chancery for his services as acting county treasurer and to provide for the payment of the same.

Mr. Lynne, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report:

S. 479. To regulate and fix the compensation of witnesses before the grand jury and in all cases in the county court and circuit court of Clarke county.

H. 924. To alter and amend the corporate boundary of the town of Leeds, in Jefferson county, Alabama, so as to include within the corporate limits of said town all of sections 15 and 16 the east half of section 17, the northeast quarter of section 20, the north half of section 22, and a part of the north half of section 21, all in township 17, range 1 east, Huntsville meridian, and to exclude from said town all lands now within the corporate limits, not embraced within the above mentioned sections and parts of sections.

H. 943. To regulate and prescribe the manner of electing county commissioner of Talladega county.

H. 926. To provide for the election of a county treasurer by the qualified electors of every county in this State, now having or which may hereafter have a population according to the last Federal census, or any Federal census hereafter taken, of not less than thirty thousand nine hundred and thirty-five, nor more than thirty thousand nine hundred and eighty.

H. 947. To provide for a deputy watchman, or attendant for each jail and prison in all counties having a population of not less than thirty thousand nine hundred and seventy-five and not more than thirty-one thousand according to the last or any subsequent Federal census, whenever the court of county commissioners or court of like jurisdiction in said counties deem same necessary to the well-being of the prisoners confined in said jail or prison and shall by resolution duly passed require the sheriff

to employ such deputies, warden or attendant and, to provide for the payment of his services, and to prescribe his duties.

Mr. Andrews, chairman of the Standing Committee on Banking and Insurance, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report with amendment:

H. 910 (with amendment). To prohibit the use of the words "bank," "banker," "banking," "savings bank," "trust company," by persons, firms or corporations not authorized to do business by the superintendent of State banks, and to provide penalty for the wrongful use of such words.

Mr. Andrews, chairman of the Standing Committee on Banking and Insurance, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report:

H. 946. To authorize banks and trust companies doing a banking business to consolidate or merge with other such institutions or to transfer their places of business to other towns or cities, within this State, upon the approval of the superintendent of banks, and to prescribe the procedure."

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report:

H. 762. To fix the salary of the judge of the county court in all counties having a population of not less than twenty-three thousand one hundred and fifty (23,150) and not more than twenty-three thousand two hundred and fifty (23,250) according to the Federal census of 1910 and provide for the payment of the same.

The above and foregoing bills were severally read a second time and placed on the calendar.

BILLS REPORTED ADVERSELY.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with an adverse report:

H. 957. To provide for the support and maintenance of dependent wives and children of men convicted of felonies and sentenced to the State penitentiary or to other hard labor for the State.

H. 902. To provide that in all counties having a population of not less than 22,750 and not more than 23,000 by the last preceding Federal census, or any subsequent census, the clerk of the circuit court shall be ex-officio clerk of the county court of such counties.

Mr. Carnley, chairman of the Standing Committee on Temperance, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with an adverse report:

H. 774. To amend section 9 of an act entitled "An act to further suppress the evils of intemperance; to restrict the receipt, possession and delivery of spirituous, vinous, malted, fermented or other intoxicating or prohibited liquors and beverages, and fixing punishments and penalties," approved January 25, 1919.

Mr. McLeod, chairman of the Standing Committee on Public Health, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with an adverse report:

H. 739. To amend section 1627 of the Code of 1907.

Mr. Long of Sumter, chairman of the Standing Committee on Agriculture, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with an adverse report:

H. 934. To encourage production on farms in Alabama.

INTRODUCTION OF BILLS.

On a call of counties bills were introduced, severally read one time and referred to appropriate standing committees as follows: By Mr. Lewis (with notice and proof):

H. 975. To dissolve the municipal corporation of the town of James, Alabama.

Local Legislation.

Notice and Proof H. 975:

NOTICE.

Notice is hereby given that at the adjourned term of the Legislature of 1919, which is to meet in July, 1919, I shall introduce in said Legislature a bill, the purpose of which bill shall be to annul, revoke or abolish the charter of the town of James, in Bullock county, Alabama.

Necy Lewis.

State of Alabama, }
Bullock County. }

August 19, 1919.

Personally appeared before me, a notary public for said county and State, H. S. Caldwell, who first being duly sworn, deposes and says that he

is the publisher of the Union Springs Herald, a newspaper published at Union Springs in said county and State, and that the notice for annulling or revoking the charter of the town of James, Ala., was published in said paper for four consecutive issues, beginning on June 18, 1919, and a true copy of said notice is hereto attached.

H. S. Caldwell.

Sworn to and subscribed before me this 19 day of August, 1919.

Ernest L. Blue,
Notary Public.

By Mr. Wilson (with notice and proof) :

H. 976. To amend an act to establish an inferior court in precincts 15 and 20 in Calhoun county, Alabama, in lieu of all justices of the peace and notaries public, with powers of justice of the peace in said precincts, and to define the jurisdiction and powers of said courts and judge thereof, to provide for the execution of the process of said court and the operation thereof, to regulate the rendition of judgments by default, to provide for the election, term of office, qualifications and compensation of the officers of said court, and the mode of their selection, and to abolish the office of justice of the peace and notary public, with power of justice of the peace in said precincts. Approved August 25th, 1915.

Revision of Laws.

Notice and Proof H. 976:

NOTICE.

Notice is hereby given that a bill will be introduced in the Legislature to amend sections five and six of an act entitled "An act to establish an inferior court in precincts 15 and 20 in Calhoun county, Alabama, in lieu of all justices of the peace and notary publics with power of justice of the peace in said precincts and to define the jurisdiction and powers of said court, and the judge thereof, to provide for the execution of process of said court and the operation thereof to regulate the rendition of judgments by default, to provide for the election term of office, qualifications and compensation of the officers of said court and the mode of their selection and to abolish the office of justice of the peace and notary public with power of justice of the peace in said precincts.

Approved August 25, 1915, as follows:

Section 5. Be it further enacted, that the judge of said court shall receive a salary of twenty-four hundred dollars, payable monthly out of the county treasury upon warrant drawn upon the county treasury and the judge of said court shall be authorized to charge and collect a trial fee of one dollar for each and every trial had in said court in civil cases, which shall be collected and paid into the county treasury as other fees and costs collected by him.

State of Alabama, }
Calhoun County. }

Personally appeared before me, E. D. Willett, judge of the court of common pleas of Anniston, Harry M. Ayers, who being sworn, deposes and

says that he is editor and publisher of the Anniston Evening Star, a daily newspaper published at Anniston, in Calhoun county, Alabama; that the above and foregoing notice was published in said paper on the following dates: June 13th, June 20th, June 27th, and July 4th, 1919.

(Signed) Harry M. Ayers.

Sworn to and subscribed before me this the 26th day of August, 1919.

E. D. Willett (Signed),

Judge Court of Common Pleas.

By Mr. Mathews of Clarke:

H. 977. To amend subdivision 7, section 1678, chapter 41, of the Code of 1907.

Ways, Means and Appropriations.

By Mr. Edwards of Dallas:

H. 978. To provide for the payment of ex-officio fees to clerks of circuit courts in all counties of this State having at the last Federal census over fifty thousand inhabitants and under fifty-five thousand inhabitants.

Revision of Laws.

By Mr. Dickson:

H. 979. To regulate the sale by wholesalers and jobbers of meats, food stuffs and other merchandise for consumption by individual consumers and to provide a penalty for violation of this act.

Revision of Laws.

By Mr. Dickson:

H. 980. To regulate the sale of coal to individuals and retailers and to provide penalties for the violation of this act.

Revision of Laws.

By Mr. Hawkins:

H. 981. To amend sections 10 and 21 of the act of the Legislature of Alabama, entitled "An act to provide for the government by a commission of all cities in Alabama which now have, or which may hereafter have a population of one hundred thousand people, or more according to the last Federal census or any such census which may hereafter be taken, when such cities by an election adopt the provisions of this act; to provide for the selection and election of commissioners and their terms of office; to fix their powers, duties and compensation; to punish improper conduct in connection with the election of said commissioners, and to otherwise provide for the creation, conduct and maintenance of said commission form of government, and to repeal all laws and parts of laws in conflict with the provisions of this act," approved September 25, 1915, be amended so as to read as follows:

Revision of Laws.

By Mr. Ross:

H. 982. To propose and submit to the qualified electors of the State of Alabama at an election to be held on the first Monday after the expiration of three months from and after the final adjournment of the present session of the Legislature at which this amendment is proposed, an amendment to the Constitution of the State of Alabama, whereby the following municipal corporations, Birmingham, Bessemer, Huntsville, Florence, Mobile and Selma, in the State of Alabama, may levy and collect a rate of taxation on the property situated therein not exceeding in the total in any one year two (2) per centum of the value of such property as assessed, as provided by the Constitution and statutes now or hereafter enacted pursuant to the Constitution; provided, that the total rate of taxation levied by such municipal corporations shall not in any one year exceed one and one-half (1½) per centum, unless the rate in excess thereof shall have been submitted to and authorized by ballot by the qualified electors of such municipal corporations, respectively, at elections to be held by them from time to time for such purposes and to provide for such elections.

Local Legislation.

By Mr. Hollis:

H. 983. To appropriate the sum of sixty (\$60.00) dollars for the use and benefit of each and every soldier, sailor or marine from Alabama, who served not less than six months in the world war, just ended, upon his presentation to the State auditor of his papers or certificate showing his honorable discharge from service.

Ways, Means and Appropriations.

By Mr. Hollis:

H. 984. To regulate the holding of elections in all counties in this State.

Privileges and Elections.

By Mr. Truss:

H. 985. To authorize the compiling of any or all fiduciary fees, and witness fees, in the hands of registers in chancery and clerks of courts of record, in all counties of the State of Alabama which have a population of more than two hundred thousand, or which may hereafter have a population of more than two hundred thousand, which fees have been in the hands of any of such officials, or have been paid into their hands by any former official or whom they are the legal successor, and are unclaimed for a period of three years, and to provide for the payment of

same by such officers into the treasury of their respective counties.

Revision of Laws.

By Mr. Christopher:

H. 986. To establish inferior courts in lieu of all justices of the peace and notaries public with power of justice of the peace in precincts lying within or partly within the county seats of all counties, in the State of Alabama having a population of not less than 26,800 and not exceeding 26,900 according to the Federal census of 1910; provided said county seats have a population of 1,500 or more according to Federal census of 1910; to define jurisdiction and powers of said courts and judges and officers thereof and to provide for a place of holding said court, terms and salaries of the judge and officers of said court and the manner of their appointment or election and the payment of their salaries.

Revision of Laws.

By Mr. Allen:

H. 987. To declare a lien in favor of landlords upon livestock raised or grazed upon rented land.

Revision of Laws.

By Mr. Hare:

H. 988. Relative to the sale, giving away, furnishing and distribution of certain narcotics, drugs, and offenses with reference thereto.

Temperance.

By Mr. Brindley:

H. 989. To provide for the altering or re-arranging of the boundary lines of all cities in the State of Alabama which now have or may hereafter have a population of not less than one thousand and not more than twenty-five thousand population according to the last Federal census or any subsequent Federal census or municipal census, which may hereafter be taken and to provide for the conducting and regulations of elections for such purpose.

Judiciary.

By Mr. Longshore:

H. 990. To amend section 15 of an act "To provide for registration of electors, passed by Legislature 1915, page 244.

Privileges and Elections.

By Mr. Long of Sumter:

H. 991. To regulate the registration, branding, sale, tagging and analysis of commercial fertilizers, acid phosphates, fertilizer materials and chemicals in the State of Alabama; to authorize the commissioner of agriculture and industries to prescribe

rules and regulations for carrying out the provisions of this act; to provide for the payment of salaries and expenses out of the funds accruing hereunder and to fix penalties for violation of this act.

Agriculture.

By Mr. Stoddard (with notice and proof):

H. 992. To create the office of county solicitor for Crenshaw county; to prescribe his qualifications and duties; to provide for his election by the qualified electors of the county; to provide for the filling of vacancies in said office; to fix his salary and prescribe the length of term of his office and to repeal conflicting laws.

Judiciary.

Notice and Proof H. 992:

TO THE PEOPLE OF CRENSHAW COUNTY.

You will take notice that at the coming session of the Legislature which convenes on the 8th day of July, 1919, a bill will be introduced for passage and enactment into law the substance of which will be:

To create the office of county solicitor for Crenshaw county, Alabama, to define the duties of said office; to fix the term of office and prescribe the duties of said office; to provide for the election of the county solicitor by the votes of qualified electors of Crenshaw county, Alabama; to fix the salary of the county solicitor and provide for the payment of the same. To repeal all conflicting laws.

W. H. Stoddard,
Representative for Crenshaw County.

AFFIDAVIT OF PUBLICATION.

I, C. L. Kellter, publisher of the Crenshaw County News, a newspaper published weekly at Luverne, Crenshaw County, Alabama, do solemnly swear that a copy of the above notice, as per clipping attached, was published once a week in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated August 7th, 1919, and ending with the issue dated August 28th, 1919.

C. L. Kellter.

Subscribed and sworn to before me this 28th day of August, 1919.

Wilkie Pope,
N. P.

(Seal)

By Mr. Howle:

H. 993. To create and designate an additional trunk road, extending from the town of Heflin in Cleburne county east to the Georgia state line along the public road now laid out and forming a part of what is known as the Bankhead highway, and to confer upon said road all of the rights and privileges now extended to trunk roads in this State.

Public Roads and Highways.

By Mr. Dickson:

H. 994. To amend section 1608 of the Code of Alabama of 1907.

Ways, Means and Appropriations.

By Mr. Partridge (with notice and proof):

H. 995. To provide for the construction, care, maintenance, and improvement of the public roads of Franklin county; to provide funds, regulations, penalties, and officers to insure such constructions, care, maintenance and improvement; to provide a county superintendent of roads, prescribe his qualifications, method of selection, term of office, salary, duties, powers; to prescribe in general the records to be kept by said superintendent; to provide that the court of county revenue shall have full powers over the road system; to provide beat supervisors, sections, overseers, and other persons to carry out said work on the road system of the county; to prescribe the duties of individuals and corporations in regard to the enforcement of said road law.

Public Roads and Highways.

Notice and Proof H. 995:

LOCAL ROAD LAW.

There will be requested an introduction into the Legislature for the purpose of providing better roads in this county, Franklin, the following bill, which is outlined fully and the substance of the bill set out below. Anyone desirous of more information and explanation of said bill can secure same from complete copy which is in my office. This bill will secure a better system of roads, both providing protection of the present roads and enforcement of a road law, and supervision of all the road system. It is fair and equitable and enforceable and efficient.

AN ACT

To provide for the maintenance, improvement, care and construction of the roads and bridges of Franklin county; to provide and collect funds for the purposes enumerated above; to provide regulations, penalties and records of such road law and road system; to provide and pay a superintendent of roads for said county; to provide officers, prescribe the duties, qualifications, and pay of all such officers and said superintendent of roads, and to provide adequate systems of records for such work and such officers.

Be it enacted by the Legislature of the State of Alabama:

That all persons subject to road duty shall be allowed to pay money compensation in lieu thereof at the amount of \$10.00; that said money shall be paid to the probate judge who shall furnish receipt therefor and make proper records thereof; that any delinquent shall be charged an additional amount of \$2.50; that any man electing to work shall file statement with the county superintendent of roads; that any person failing to pay, failing to file such statement, failing to pay the penalty for delinquency, shall be proceeded against as guilty of a misdemeanor, and shall be subject to a fine

of not more than \$250.00 or six months in the county jail, one or both; that convicts may be worked on the roads by the court of county revenue, under proper regulations and conditions; that convicts may be hired to or hired from other counties and the State.

That funds shall be raised for the road system by a privilege license or tax upon the vehicles of the county, two or more horses, mules or oxen, used in commercial hauling, \$10.00; wagons using two or more animals for ordinary farm hauling, \$2.00; vehicles, drawn by animals, used for transportation of passengers for hire, \$3.00; vehicles drawn by a single animal and used for commercial hauling, \$2.50; vehicles kept for private or family use, such as buggy, surrey or one horse wagon, \$1.00; vehicles driven by steam, electricity, gas or other inanimate force on public roads, the percentage of tax allowed by the State law. That the tax collector of the county shall collect same; that the funds therefrom shall be placed in the hands of the legal custodian of the roads and bridge fund; that the funds therefrom shall be spent in the beat from which they are collected; that the tax collector shall issue a proper license upon payment of said privilege tax; that he will keep proper records of the same; that this tax shall be paid in money and shall not be paid in work; that the tax shall be increased 25 per cent for delinquency in payment thereof; that any person refusing to pay such tax shall be liable in the county court for the same, and all costs thereon accruing; that the said tax shall be collected at the time the general tax collections are made and that the tax collector shall be responsible to collect the same; that for each collection the collector shall be paid 25 cents.

That the court of county revenue shall have full charge and control, authority, power and means of providing for and caring for the road system of the county; that the board may transfer such funds as are deemed available and necessary from the general funds to the county road and bridge fund; that the county treasurer shall be custodian of such funds; that the probate judge shall give receipts for the payment of per capita taxes for roads; that he shall maintain adequate records thereof; that there shall be a county road and bridge fund in this county into which all money accruing from the road law, fines, forfeitures, shall be paid.

That the county board shall elect a competent engineer, qualified according to the highway engineer of the State, experienced in road building, to be county superintendent of roads at a salary of not more than \$1,800, payable out of the county road and bridge fund; that the county superintendent of roads shall make records, surveys, maps, investigate material, receive bids, supervise construction, repair, change, location, maintenance of public roads in the county; that he shall act under the general direction of the court of county revenue, and that he shall perform his duties capably and continuously; that he shall assist, encourage, and labor for road improvement; that he may select subordinates, apportion work, and do all the other acts and things that come within the scope of his office; that he shall do such private work as directed by the court of revenue, and turn all money therefrom into the road and bridge fund. That bids must be received for all work when contracted out amounting to as much as \$250.00. That no county official can bid on or receive a contract for work on the highways. That the county shall be divided into road beats and road sections; that beat supervisors and sections overseers shall be selected, duties assigned, and work supervised under control of the court of county revenue; that hands may be employed and overseers selected as the board and superintendent of roads may deem necessary; any man not over fifty years of age may be selected and paid for overseer or supervisor work. That the county superintendent of roads shall require accurate records kept of road

hands, shall properly apportion them, with the assistance of the court of county revenue, or of the beat supervisors; that any person apportioned shall not change to another road unless permission is given by the county superintendent of roads, and the records of his apportionment are changed. That road supervisors and the county superintendent shall be under bond properly made and subject to forfeitures and fine. That assistance shall be rendered by the superintendent and the supervisors in enumerating and classifying all vehicles to the court of county revenue, and to the tax collector. That the form of indictment for failure to obey the road law as outlined in this law shall constitute sufficient indictment to state the cause of the State. That any corporation, firm, land owner or agent employing hands and failing to submit a certified list thereof shall be guilty of a misdemeanor and on conviction be fined not less than twenty nor more than seventy-five dollars. That any beat supervisor shall be subject to conviction and fine of not less than twenty dollars nor more than fifty dollars upon failure to perform his duty. That the court of county revenue shall pass rules and regulations for the maintenance of this road system as they deem necessary and which shall not be in conflict herewith. That all laws and acts in conflict with this act are hereby repealed.

Mason Douglass.

July 27, 1919.

I hereby certify that the Local Road Law, as attached herewith has appeared in the county paper, the Franklin Times, for four consecutive issues, the date of which are August 7, 14, 21 and 28; that the issues above mentioned carried an outline of the law as indicated by the issues herewith attached; that I am the editor of said paper for Franklin county. The said Franklin Times is published in Russellville, Alabama.

John M. Clark.

Sworn to and subscribed before me this 27 August, 1919.

Foster Gavin,
Notary Public.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and as amended has passed the following house bill:

H. 687. To conserve and save from depletion the public oyster reefs of Alabama and to further regulate the taking of oysters from the public reefs of the State, and for the protection of and extension of such reefs, and the development of the oyster industry, to declare such oysters the property of the State and to prescribe the condition under which such title may be divested and such oysters become articles of commerce, to provide for the payment of a license and tax by those catching, selling or transporting the same, the rules of evidence on the trials of those violating the provisions of this act, who may try such cases, provide penalties for the violation of this act, and that all expenses incurred in carrying the provisions of same into effect shall be paid out of the oyster fund.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Holmes of Baldwin, the House concurred in and adopted the Senate amendment to the bill, H. 687, said Senate amendment being as follows:

Amend the bill by adding after the last word in section 1 the following:

"All licenses imposed by this section shall be dated when issued and shall expire on the 31st day of August in each year."

Also amend the bill by adding section 1½ as follows:

Section 1½. That it shall be unlawful for any person to sell, barter, exchange or give to any person, firm or corporation any oysters, taken from the waters of Alabama, after having been notified in writing by the chief oyster inspector to the effect that such persons, firm or corporation, which the chief oyster inspector shall name in his notice, have failed or refused to pay the tax on oysters, herein laid, or to make the reports in writing, herein required, or failed to comply with the other provisions of this act, and in the event such oyster catcher or master of a boat handling oysters sells, exchanges, barterers or gives away oysters, taken from the public reefs and waters of this State, to the persons, firms or corporations named in the notice, as not having complied with the provisions of this act, then the commissioner of conservation shall enter cancellation of the license to take or catch oysters against the person, or master of the boat, offending against this section, which license shall not be reissued except at the discretion of the commissioner of conservation."

Yeas, 74; Nays, 1.

Yeas:

Messrs:

Mr. Speaker	Edwards (Dallas)	Jordan	Pittman
Adams	Edwards (Pike)	Lawson	Preston
Albright	Ellis (Bullock)	Lee (Butler)	Reynolds
Alexander	Ellis (Elmore)	Lewis	Robertson
Allen	Faulk	Long (Sumter)	Ross
Andrews	Gilbert	Longshore	Russell
Austin	Graham (Clarke)	Lynne	Shaw
Baker	Hall (Henry)	Mathews (Clarke)	Sherrod
Blunt	Hall (Marion)	Matthews (Wilcox)	Simpson
Bracken	Hale	Milford	Smith
Brindley	Hare	McDonald	Sparks
Burns	Hawkins	McLeod	Stewart
Carnley	Hollis	Oakley	Trammell
Christopher	Holmes (Elmore)	Oliver	Truss
Cliett	Ingram	Orr	Van de Graff
Cobbs	Jones (Escambia)	Parker	Williams
Crump	Jones (Marengo)	Partridge	Wilson
Dansby	Jones (Montgomery)	Peters	Woodard
Deese	Johnson		

Nays:

Mr. Long (Butler)—1.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in:

H. J. R. 182. Requesting the return to the House of Senate bills No. 458 and 459, for further consideration by the House.

And said bills are herewith returned to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The votes by which the bills, S. 458 and S. 459 were ordered to a third reading and passed were reconsidered and the bills, S. 458 and S. 459, were placed upon the favorable calendar of the House.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bill, and returns same herewith to the House:

H. 630. To relieve H. T. Deese, a Confederate soldier.

H. 547. To authorize the commissioners court of Tallapoosa county to issue a warrant in favor of Jennie Hagerdorn, for the sum of \$888.62, and to provide for the payment of the same by the county treasurer.

H. 548. To authorize the commissioners court of Tallapoosa county to issue a warrant in favor of the Alexander City Bank, for the sum of \$1,080.11, and to provide for the payment of the same by the county treasurer.

H. 609. To amend section four of an act entitled an act to establish an inferior court in precincts two and thirty-three in Jefferson county, Alabama, said precincts lying within or partly within the city of Bessemer, in lieu of all justices of the peace in said precincts and to define the jurisdiction and power of the said court and of the judge, clerk and other officers thereof and to provide for a place for holding the same; approved August 27th, 1915.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in the House amendment to the bill:

S. 381. For the relief of Annie B. Moore.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bills and returns same herewith to the House:

H. 537. To further prescribe times of election and terms of office of the county commissioners of Henry county, Alabama.

H. 575. To require all the fees collected under and by virtue of sections 6655 and 6656 of the Code of Alabama, in the county court of Shelby county, Alabama, to be paid into the county treasury of Shelby county, Alabama; to provide a fund out of which the salary of the judge of the county court of Shelby county, Alabama, shall be paid; to fix the amount of such salary, and to provide for the payment of said salary by warrants of said judge drawn on the treasury of said county, and making said warrants a preferred claim against the treasury of said county.

H. 579. To regulate and provide for the working, building, maintenance and upkeep of the public roads and bridges in Bibb county, Alabama, and prescribe manner and means of collecting and raising revenue and funds for the working, building, maintenance and upkeep of the public roads and bridges of and in Bibb county, Alabama; To regulate the public roads and bridge affairs of Bibb county, Alabama; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect, and the manner and means of raising or collecting such funds, and to provide for the collection of a per capita road tax and for a license tax on all vehicles including vehicles propelled by animals, electricity, gasoline or other power whatsoever to be used for the maintenance, building, upkeep and repair of such roads and bridges and for the collection thereof.

H. 649. To provide for service by the sheriff and his deputies of criminal processes in State cases in all counties of the State of Alabama which have a population of one hundred and fifty thousand and more, according to the last or any subsequent Federal census, and wherein the sheriff of such counties is upon a salary basis, and to prohibit the service of such process other than herein designated, except processes other than warrants of arrest issued by justices of the peace.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 503. To authorize and empower the solicitor, in all circuits in the State of Alabama, having five or more circuit judges, to employ any and all shorthand reporters necessary to properly report the proceedings before the grand jury, and transcribe the same, and stenographer, or stenographers, for the office work of such solicitor; and any and all assistants necessary to properly administer justice in such circuits; and to fix their compensation and the manner of payment of such compensation and salaries; and to incur any and all expense necessary to properly administer justice in such circuits.

S. 394. For the relief of T. H. Pearson.

S. 511. To amend and consolidate sections 54, 55, 56, 57 and 58, of the Code, and the act of April 7, 1911, and the act of March 9, 1915, all relating to the "canebrake" agricultural experiment station" at Uniontown, Alabama.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:

Judiciary: S. 503.

Ways, Means and Appropriations: S. 394, S. 511.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills, and ordered same sent forthwith to the House without engrossment:

S. 540. To authorize and empower the county of Marengo to issue its bonds, bearing interest at the rate of six per centum per annum for the purpose of refunding its indebtedness, existing at the date of the approval of this act; to sell the same at not less than their face value; to regulate their issuance and sale, and to repeal all laws in conflict with this act, in so far as the said county is concerned.

(With notice and proof thereto attached and herewith exhibited as follows:)

NOTICE.

A bill will be introduced in the Legislature of Alabama when it reconvenes in July, 1919, to authorize the county of Marengo to issue bonds of said county for the purpose of refunding the indebtedness of said county, existing at the date of the approval of the act, to bear interest at the rate of six per centum per annum, and providing that the same shall not be sold or otherwise disposed of for less than their face value.

The State of Alabama, }
Marengo County. }

Before me, Geo. O. Miller, a notary public in and for said county and State, personally appeared R. E. Sutton, who being by me first duly sworn deposes and says as follows:

First, that he is now and has been for more than six months last past the publisher of the Democrat-Reporter, a newspaper published at Linden, in Marengo county, Alabama.

Second, that the notice hereto attached, and which is hereby referred to and made a part of this affidavit, was published in said newspaper in its weekly issues of June 26, 1919; July 3, 1919; July 10, 1919, and July 17, 1919.

R. E. Sutton.

Sworn to and subscribed before me this the 16 day of August, 1919.

Geo. O. Miller,
Notary Public.

Also:

S. 541. To divide the county of Marengo into four commissioners court districts; to provide for the election of one qualified elector residing in said district as county commissioner from said district by the qualified electors of the entire county of Marengo.

(With notice and proof thereto attached and herewith exhibited as follows:)

NOTICE.

A bill will be introduced in the Legislature of Alabama, when it reconvenes in July, 1919, to divide the county of Marengo into four county commissioners districts to be composed of election precincts, and to require one member of the commissioners court of said county to be a qualified elector of said district from which he is elected at the time of his election and during his continuance in office, and to require each of the said commissioners to be elected by the vote of the entire county at the next general election for county commissioners and thereafter.

The State of Alabama, }
Marengo County. }

Before me, Geo. O. Miller, a notary public in and for said county and State, personally appeared R. E. Sutton, who being by me first duly sworn, deposes and says as follows:

First: That he is now and has been for more than six months last past, the publisher of the Democrat-Reporter, a newspaper published at Linden, in Marengo county, Alabama.

Second: That the notice hereto attached and which is hereby referred to and made a part of this affidavit was published in said newspaper in its weekly issues of June 26, 1919; July 3, 1919; July 10, 1919 and July 17, 1919.

Sworn to and subscribed before me this the 16 day of August, 1919.

R. E. Sutton.
Geo. O. Miller,
Notary Public.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:

Local Legislation: S. 540, S. 541.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill:

S. 427. To provide for the number and election of members of the board of education in all cities in the State of Alabama having a population of 100,000, or more, according to any past or future Federal census and to provide for the filling of any vacancy on said board.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee as follows:

Education: S. 427.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and as amended has passed the following House bills:

H. 148. To provide for the election of the county superintendent of education of Morgan county, Alabama, by a direct vote of all the qualified electors of said county.

H. 617. To fix the salary of tax collectors in counties having a population of over eighty-two thousand and not exceeding one hundred thousand according to the last Federal census or any

subsequent census and allowances for clerical help in said offices and to provide for payment thereof.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Brindley, the House concurred in and adopted the Senate amendment to the bill, H. 148, said Senate amendment being as follows:

Amend section one of said bill by striking out the words: "31st day of December, 1919," and by inserting in lieu thereof the words: "First Monday in January, 1921."

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

On motion of Mr. Jones of Montgomery, the House concurred in and adopted the Senate amendment to the bill, H. 617, said Senate amendment being as follows:

Amend by striking out words five hundred in line 11 of section 1 and insert in lieu thereof the words one thousand.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Blunt	Cobbs	Guy
Albright	Brindley	Collins	Hale
Alexander	Burns	Crump	Hare
Allen	Calvert	Deese	Hawkins
Andrews	Carnley	Dickson	Hollis
Arnold	Christian	Dodson	Howle
Austin	Christopher	Faulk	Ingram
Baker	Clayton	Fletcher	Johnson
Benners	Cliett	Gilbert	Lee (Perry)

Lewis	Parker	Salter	Stoddard
Lynne	Peters	Seale	Tompkins
Milford	Pittman	Shaw	Tunstall
Mitchell	Preston	Simpson	Waddell
Murphree	Robertson	Smith	Whorton
Oakley	Ross	Sparks	Woodard

—60

MOTION TO RECONSIDER.

Mr. Partridge moved to reconsider the vote by which the Tunstall amendment to the bill, H. 401, was adopted on the last legislative day. Mr. Long of Butler moved to table the motion of Mr. Partridge and the motion to table prevailed.

Yeas, 49; Nays, 42.

Yeas:

Messrs:

Adams	Ellis (Elmore)	Jones (Montgomery)	McLeod
Albright	Faulk	Johnson	Oliver
Austin	Fletcher	Jordan	Parker
Baker	Graham (Clarke)	Lee (Butler)	Russell
Blunt	Hall (Henry)	Lee (Perry)	Sherrod
Brindley	Hall (Marion)	Lewis	Simpson
Carnley	Hale	Long (Butler)	Smith
Christian	Hardaway	Mathews (Clarke)	Tompkins
Christopher	Hawkins	Milford	Tunstall
Clayton	Hollis	Mitchell	Whorton
Deese	Jones (Escambia)	Moorer	Williams
Edwards (Dallas)	Jones (Marengo)	McDonald	Woodard
Ellis (Bullock)			

—49

Nays:

Messrs:

Mr. Speaker	Crump	Longshore	Robertson
Alexander	Dansby	Lynne	Ross
Allen	Dickson	Matthews (Wilcox)	Seale
Andrews	Dodson	Oakley	Shaw
Arnold	Gilbert	Orr	Stewart
Bracken	Graham (Autauga)	Partridge	Trammell
Burks	Hare	Peters	Truss
Burns	Holmes (Baldwin)	Pittman	Van de Graff
Calvert	Ingram	Preston	Waddell
Cliett	Lawson	Reynolds	Wilson
Cobbs	Long (Sumter)		

—42

UNFINISHED BUSINESS.

The House proceeded to the consideration of the unfinished business which was the bill:

H. 401. To create a State highway department; to define its powers and duties; to authorize State aid in the construction and maintenance of public roads and bridges; to create a State highway fund and to provide for its expenditure; to impose certain

duties upon county and municipal officials and to provide a penalty for their failure to discharge same; to authorize the State highway department to work State convicts upon public roads and bridges as is now or may hereafter be provided by law; to assent to the act of Congress approved July 11, 1916, known as the "Federal aid law" and to authorize the State highway department to co-operate with the United States government in the construction and maintenance of rural post roads; and to repeal the act approved April 5, 1911, entitled "An act to provide for the creation of a State highway commission, defining its powers, duties and compensations, and methods to be adopted for control of same and for appropriation and maintenance of the same and to give State aid and State supervision over all public roads, culverts and bridges of the State for construction of a permanent nature and the maintenance thereof wherein any portion of the appropriation hereinafter made shall be used for such purpose; and to make an appropriation therefor out of the net revenue of the convict fund of the State and from other sources.

The question was upon the adoption of the amendment offered by Mr. Baker, which was ruled out of order, the previous question having been called on the passage of the bill:

And the bill:

H. 401. To create a State highway department; to define its powers and duties; to authorize State aid in the construction and maintenance of public roads and bridges; to create a State highway fund and to provide for its expenditure; to impose certain duties upon county and municipal officials and to provide a penalty for their failure to discharge same; to authorize the State highway department to work State convicts upon public roads and bridges as is now or may hereafter be provided by law; to assent to the act of Congress approved July 11, 1916, known as the "Federal aid law" and to authorize the State highway department to co-operate with the United States government in the construction and maintenance of rural post roads; and to repeal the act approved April 5, 1911, entitled "An act to provide for the creation of a State highway commission, defining its powers, duties and compensations, and methods to be adopted for control of same and for appropriation and maintenance of the same and to give State aid and State supervision over all public roads, culverts and bridges of the State for construction of a permanent nature and the maintenance thereof wherein any portion of the appropriation hereinafter made shall be used for such purpose; and to make an appropriation therefor out of the net revenue of the convict fund of the State and from other sources.

As amended, was read a third time at length and passed.

Yeas, 76; Nays, 6.

Yeas:

Messrs:

Mr. Speaker	Dansby	Jones (Marengo)	Parker
Adams	Deese	Jones (Montgomery)	Partridge
Allen	Dickson	Johnson	Peters
Andrews	Dodson	Jordan	Pittman
Arnold	Edwards (Dallas)	Lawson	Reynolds
Austin	Edwards (Pike)	Lee (Butler)	Robertson
Baker	Ellis (Bullock)	Lee (Perry)	Ross
Blunt	Ellis (Elmore)	Lewis	Shaw
Bracken	Gilbert	Long (Butler)	Simpson
Brindley	Graham (Autauga)	Long (Sumter)	Smith
Burks	Graham (Clarke)	Longshore	Sparks
Burns	Guy	Mathews (Clarke)	Stewart
Carnley	Hall (Henry)	Matthews (Wilcox)	Stoddard
Christian	Hall (Marion)	Mitchell	Tompkins
Christopher	Hale	McDonald	Trammell
Clayton	Holmes (Baldwin)	McLeod	Tunstall
Cliett	Howle	Oakley	Williams
Cobbs	Ingram	Oliver	Wilson
Crump	Jones (Escambia)	Orr	Woodard

—76

Nays:

Messrs:

Alexander	Russell	Van de Graff	Waddell
Faulk	Truss		

—6

Mr. Tunstall moved to reconsider the vote by which the bill was passed and on motion of Mr. Long of Butler the motion of Mr. Tunstall was laid upon the table.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has non-concurred in the House amendment to the bill:

S. 443. To amend sections 2 and 3 of an act entitled "An act to establish a board of revenue for Shelby county, and to abolish the court of county commissioners thereof," passed at the session of 1911, being in Local Acts of Alabama, page 154, said amendment making the president and members of said board elective by the qualified voters of said county, and fixing the term of office of said president and members of said board and the time of their election and providing that in case of a vacancy in the office of president or a member of said board, the vacancy shall be filled by election by a majority of the members of the board, for the unexpired term; and providing further that the president and members of the board now holding office shall hold their said office until their successors are elected and qualified under the provisions of this act.

And requests a committee of conference.

And the President of the Senate has named as conferees on the part of the Senate Messrs. Harper and Acker.

And returns said bill herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Longshore, the House acceded to the request of the Senate for a committee of conference on the disagreement of the two houses on the House amendment to the bill, S. 443, and the Speaker named as a committee of conference on part of the House, Messrs. Tompkins and Longshore.

SPECIAL ORDER.

The House proceeded to the consideration of the special order which was the bill:

H. 435. To submit to the qualified electors of this State at a special election to be held at the call of the governor after ninety days from the final adjournment of this Legislature for their consideration an amendment to the Constitution for the purpose of authorizing counties to levy special taxes for the construction and maintenance of public roads and bridges; to fix the debt limit and tax limit of counties, to provide for validating the outstanding debt incurred by counties for the construction of highways, roads, bridges or other public improvements; to permit the same and all other outstanding interest-bearing debt to be refunded into bonds and to provide for the payment of the same; to fix the debt limit and tax limit of cities and towns and to provide for the levy of taxes by them for the payment of the interest-bearing debts thereof, for streets, bridges and other municipal purposes.

Mr. Partridge offered the following substitute for the bill:

SUBSTITUTE FOR H. 435.

To be entitled an act to submit to the qualified electors of the State, at the general election to be held in Nov. 1920, for their consideration, an amendment to the Constitution for the purpose of authorizing the several counties of the State to levy and collect a special road tax, not exceeding fifty cents, on each one hundred dollars worth of taxable property in such counties, under such regulations as the Legislature may have prescribed or may hereafter prescribe.

Be it enacted by the Legislature of Alabama:

1. That the following amendment to the Constitution of Alabama is proposed to be submitted to the qualified electors of the State for their ratification or rejection at the general election to be held in November, 1920, at which the amendment shall be proposed, to-wit:

Article

"Section 1. The several counties in the State shall have power to levy and collect a special county road tax not exceeding fifty cents on each one hundred dollars worth of taxable property in such counties in addition to that now authorized or that may hereafter be authorized for public road purposes; provided, that of such tax, the time it is to continue and the purpose thereof shall have been first submitted to the vote of the qualified electors of the county, and voted for by a majority of those voting at such election.

Section 2. The funds arising from the special county road and bridge tax levied and collected by any county shall be apportioned and expended by the courts of county commissioners or boards of revenue of such county in the following manner, to-wit:

Fifty per cent of said taxes levied and collected shall be used for maintenance of roads and bridges, and the remaining part shall be used in constructing roads, bridges, culverts, etc., as such boards of revenue or courts of county commissioners may direct.

Section 3. That the court of county commissioners, boards of revenue, or other governing body of such county may, or upon written petition of ten percentum of the qualified voters of any county shall call and submit said election provided for and authorized by sections one and two hereof to the qualified electors of such county either at the same time of the general election, or at a special election called for that purpose; provided, that said election shall be called and held in accordance with the law now or that may hereafter be enacted governing county bond elections, and in conformity with the general election laws of the State.

2. That it shall be the duty of the governor to give notice by proclamation to be published in one newspaper in each county in the State at least eight successive weeks next preceding the said election on the amendment proposed by this act to be submitted to the qualified electors of the State for their ratification or rejection.

3. That at the general election to be held as herein provided, the qualified electors shall vote upon said amendment, and on the official ballots printed for such election there shall be printed

the following, namely: Shall the following be adopted as Article of the Constitution of Alabama.

"Section 1. "The several counties in the State shall have power to levy and collect a special road tax not exceeding fifty cents on each one hundred dollars worth of taxable property in such counties in addition to that now authorized or that may hereafter be authorized for the erection, construction, or maintenance of the necessary public roads, bridges or ferries, and in addition to that now authorized under section 215 of article XI of the Constitution, which special county tax so levied and collected shall be applied exclusively to the purpose for which the same was so levied and collected; provided, that the rate of such tax, the time it is to continue and the purpose thereof shall have been first submitted to the vote of the qualified electors of the county, and voted for by a majority of those voting at such election."

4. The officers to hold such election shall be the same, and shall be appointed in the same manner and by the same officials as provided by the election law of the State for the appointment of officers to hold other general elections in the State, and the election shall be held in all respects in accordance with the law governing general elections and with the constitutional provisions concerning amendments to that instrument.

5. That the votes cast at said election shall be counted, canvassed, and returns made thereof to the secretary of State in the same manner as in elections for representatives to the Legislature. The result of said election shall be known by proclamation of the governor, and if a majority of all the qualified electors who voted at said election upon the proposed amendment shall have voted "yes" said amendment from the date of said proclamation shall be valid to all intents and purposes as a part of the Constitution of Alabama and as an article thereof.

6. This act shall take effect on and after its passage and approval by the governor.

Mr. Long of Butler moved to table the substitute offered by Mr. Partridge, and the motion to table was lost.

Mr. Sparks offered the following amendment to the substitute:

Amend substitute to House bill No. 435 by adding Sec. 21½ as follows:

Section 21½. Twenty-five per centum of all moneys derived from property lying within municipalities and arising from the tax proposed herein shall be paid to such municipality and shall by it be expended for upkeep of its streets.

And the amendment to the substitute was adopted.

And the substitute to the bill as amended was adopted.

Yeas, 58; Nays 20.

Yeas:

Messrs:

Alexander	Dansby	Jordan	Robertson
Allen	Deese	Lawson	Ross
Andrews	Dickson	Longshore	Shaw
Arnold	Ellis (Bullock)	Matthews (Wilcox)	Sherrod
Austin	Ellis (Elmore)	Milford	Simpson
Baker	Gilbert	Mitchell	Smith
Bracken	Graham (Autauga)	McLeod	Sparks
Brindley	Guy	Oakley	Stewart
Burns	Hall (Marion)	Orr	Stoddard
Calvert	Holmes (Baldwin)	Partridge	Tompkins
Carnley	Ingram	Peters	Trammell
Christian	Jones (Escambia)	Pittman	Truss
Christopher	Jones (Marengo)	Preston	Whorton
Cliett	Jones (Montgomery)	Reynolds	Wilson
Crump	Johnson		

—58

Nays:

Messrs:

Blunt	Fletcher	Lee (Butler)	Parker
Burks	Graham (Clarke)	Lewis	Van de Graff
Clayton	Hardaway	Long (Butler)	Waddell
Edwards (Dallas)	Hare	McDonald	Williams
Faulk	Howle	Oliver	Woodard

—20

And the bill:

H. 435. To submit to the qualified electors of this State at a special election to be held at the call of the governor after ninety days from the final adjournment of this Legislature for their consideration an amendment to the Constitution for the purpose of authorizing counties to levy special taxes for the construction and maintenance of public roads and bridges; to fix the debt limit and tax limit of counties, to provide for validating the outstanding debt incurred by counties for the construction of highways, roads, bridges or other public improvements; to permit the same and all other outstanding interest bearing debts to be refunded into bonds and to provide for the payment of the same; to fix the debt limit and tax limit of cities and towns and to provide for the levy of taxes by them for the payment of the interest bearing debts thereof, for streets, bridges and other municipal purposes.

As amended by the substitute as amended, was read a third time at length and passed.

Yeas, 64; Nays, 25.

*Yeas:***Messrs:**

Albright	Crump	Jones' (Marengo)	Peters
Alexander	Dansby	Jones (Montgomery)	Pittman
Allen	Deese	Jordan	Preston
Andrews	Dickson	Lawson	Reynolds
Arnold	Ellis (Elmore)	Lee (Perry)	Ross
Austin	Gilbert	Long (Sumter)	Seale
Baker	Graham (Autauga)	Longshore	Shaw
Bracken	Guy	Mathews (Clarke)	Smith
Brindley	Hall (Henry)	Matthews (Wilcox)	Sparks
Burns	Hall (Marion)	Milford	Stoddard
Calvert	Hale	Mitchell	Tompkins
Carnley	Hare	Murphree	Trammell
Christian	Hollis	McLeod	Truss
Christopher	Holmes (Baldwin)	Oakley	Tunstall
Cliett	Ingram	Orr	Wilson
Cobbs	Jones (Escambia)	Partridge	

—64

*Nays:***Messrs:**

Blunt	Graham (Clarke)	Long (Butler)	Simpson
Burks	Hardaway	McDonald	Stewart
Clayton	Howle	Oliver	Van de Graff
Dodson	Johnson	Parker	Waddell
Edwards (Dallas)	Lee (Butler)	Russell	Williams
Ellis (Bullock)	Lewis	Sherrod	Woodard
Faulk			

—25

RECESS.

The hour of one o'clock having arrived the House recessed until 3 o'clock P. M.

AFTERNOON SESSION.

The hour of three o'clock having arrived the House reconvened.

Mr. Parker gave notice that on the next legislative day he would move to take the bill, H. 774, from the adverse calendar.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

The Committee on Enrolled Bills begs to report that it has examined the following House bills:

H. 412. To authorize and require the city school board, or city board of education, or by whatever name called, in all cities or towns of this State having a population of not less than 38,000

nor more than 40,000, according to the last or any succeeding Federal census, to provide a pension or retiring allowance for teachers who have served in the public schools of such city or town.

Also:

H. 470. To make it unlawful to solicit orders from or sell to tenants or laborers or others on plantations in Dallas county certain articles without the consent of certain persons; to prescribe the penalty for the violation of this act and to confer on justice of the peace jurisdiction to try causes arising hereunder.

Also:

H. 503. To create and designate an additional trunk road, extending from the town of Heflin in Cleburne county south to Wedowee in Randolph county, and to confer upon said road all of the rights and privileges now extended to trunk roads in this State.

Also:

H. 527. For the protection of salt water shrimp, to provide the manner in which said crustaceans may be caught, taken and marketed, to fix the seasons during which they may be caught, to authorize the issuance of licenses to persons seining for salt water shrimp, to provide a tax on all salt water shrimp taken in the waters within the State of Alabama, and to provide penalties for the violation of the provisions of this act.

Also:

H. 580. To prohibit stock from running at large in subdivisions of a voting precinct, or beat, or in subdivisions of a county less than a voting precinct, or beat, in all counties having a population of as much as twenty thousand two hundred and ten and not more than twenty thousand two hundred and fifty, according to the Federal census of 1910 or according to any subsequent Federal census, to provide for the removal of gates across public roads used to enclose such free or common range; and to fix penalties for the violation of the provisions of this act.

Also:

H. 594. To repeal an act to provide for the better construction, repairing, working and maintaining of public roads and bridges in Clay county, Alabama, approved March 29th, 1911.

H. 703. To prescribe the qualifications, duties and compensations of coroners and their assistants; making it unlawful for any one to remove or disturb the body of a person whose death is due to violence before an inquest by the coroner if he deems it necessary; to make it the duty of the sheriff to execute any, and all, process, directed to him by the coroner in the discharge

of his official duties; to authorize coroners to punish contempts, to authorize and empower coroners to perform autopsies upon the bodies of persons who have died by violence when necessary to ascertain the causes of death, to prescribe the pay of witnesses and jurors in proceedings by coroners; to authorize any persons to pick up and to secure the bodies of any deceased person found in any of the waters or streams in any of the counties embraced in this act and to further provide for their compensation for so doing; this act shall embrace and shall apply only to counties in this State containing not less than eighty thousand nor more than eighty-one thousand inhabitants; according to the last Federal census, and shall repeal all laws and parts of laws in conflict with this act.

Also:

H. 706. To appropriate the sum of \$234.00 to be paid to Israel Belser in full settlement of the amount due him by the State of Alabama for services rendered as assistant State chaplain of convicts during 1915 and part of 1916, for which services he has not been paid.

Also:

H. 533. To fix the time of holding the county court in Conecuh county, Alabama.

And finds same correctly enrolled.

R. F. Peters,
Chairman.

SIGNING OF BILLS.

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing report of the Committee on Enrolled Bills.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your Committee on Enrolled Bills begs leave to report that it has examined the following House bills:

H. 568. To require all fines and forfeitures in criminal cases in Henry county, Alabama, to be paid in money and to provide for the collection and disposition of said fines and forfeitures.

Also:

H. 698. To amend section one of an act approved December 9th, 1896, and entitled "An act to amend the charter of the town

of Eutaw, in Greene county, in the State of Alabama, and all acts amendatory thereto."

Also:

H. 732. To designate a certain public road of Alabama as a State trunk road or highway, and to provide the means by which such State trunk road or highway shall be constructed, improved, and maintained.

And finds same correctly enrolled.

Robert F. Peters,
Chairman.

SIGNING OF BILLS.

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing report of the Committee on Enrolled Bills.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your Committee on Enrolled Bills begs leave to report that it has examined the following House bills:

H. 537. To further prescribe times of election and terms of office of the county commissioners of Henry county, Alabama.

Also:

H. 547. To authorize the commissioners court of Tallapoosa county to issue a warrant in favor of Jennie Hagerdorn, for the sum of \$888.62, and to provide for the payment of the same by the county treasurer.

Also:

H. 548. To authorize the commissioners court of Tallapoosa county to issue a warrant in favor of the Alexander City Bank, for the sum of \$1,080.11, and to provide for the payment of the same by the county treasurer.

Also:

H. 575. To require all the fees collected under and by virtue of sections 6655 and 6656 of the Code of Alabama, in the county court of Shelby county, Ala., to be paid into the county treasury of Shelby county, Ala.; to provide a fund out of which the salary of the judge of the county court of Shelby county, Ala., shall be paid; to fix the amount of such salary, and to provide for the payment of said salary by warrants of said judge drawn on the treasury of said county, and making said warrants a preferred claim against the treasury of said county.

Also:

H. 609. To amend section four of an act entitled an act to establish an inferior court in precincts two and thirty-three in Jefferson county, Alabama, said precincts lying within or partly within the city of Bessemer, in lieu of all justices of the peace in said precincts and to define the jurisdiction and power of the said court and of the judge, clerk and other officers thereof and to provide for a place for holding the same; approved August 27th, 1915.

Also:

H. 630. To relieve H. T. Deese, a Confederate soldier.

Also:

H. 649. To provide for service by the sheriff and his deputies of criminal processes in State cases in all counties of the State of Alabama which have a population of one hundred and fifty thousand and more, according to the last or any subsequent Federal census, and wherein the sheriff of such counties is upon a salary basis, and to prohibit the service of such process other than herein designated, except processes other than warrants of arrest issued by justices of the peace.

Also:

H. 687. To conserve and save from depletion the public oyster reefs of Alabama, and to further regulate the taking of oysters from the public reefs of the State, and for the protection of and extension of such reefs, and the development of the oyster industry, to declare such oysters the property of the State and to prescribe the condition under which such title may be divested, and such oysters become articles of commerce, to provide for the payment of a license and tax by those catching, selling, or transporting the same, the rules of evidence on the trials of those violating the provisions of this act, who may try such cases, provide penalties for the violation of this act, and that all expenses incurred in carrying the provisions of same into effect shall be paid out of the oyster fund.

And finds same correctly enrolled.

Robert F. Peters,,
Chairman.

SIGNING OF BILLS.

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing report of the Committee on Enrolled Bills.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted:

H. J. R. 184. Relative to the record of General Robert Lee Bullard, in the world war.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SPECIAL ORDER.

S. 398. To fix the salaries of the several justices of the supreme court.

Was taken up. Mr. Long of Butler offered the following amendment to the bill:

"Strike out the figures \$7,500 where they appear in the bill and insert in lieu thereof the words \$6,000.00."

Mr. Tunstall moved to table the amendment of Mr. Long of Butler, and the motion to table prevailed.

Yeas, 45; Nays, 43.

Yeas:

Messrs:

Mr. Speaker	Edwards (Pike)	Jones (Marengo)	Russell
Allen	Faulk	Jones (Montgomery)	Seale
Andrews	Fletcher	Lawson	Shaw
Arnold	Graham (Autauga)	Longshore	Sparks
Benners	Guy	Lynne	Tompkins
Blunt	Hall (Henry)	Murphree	Trammell
Bracken	Hardaway	McDonald	Truss
Brindley	Hare	Partridge	Tunstall
Carnley	Hawkins	Peters	Van de Graff
Christopher	Holmes (Baldwin)	Robertson	Waddell
Cobbs	Jones (Escambia)	Ross	Wilson
Dansby			

—45

Nays:

Messrs:

Adams	Ellis (Bullock)	Lee (Butler)	Pittman
Alexander	Ellis (Elmore)	Lee (Perry)	Preston
Austin	Gilbert	Lewis	Reynolds
Baker	Graham (Clarke)	Long (Butler)	Sherrod
Burns	Hall (Marion)	Long (Sumter)	Simpson
Calvert	Hale	Mathews (Clarke)	Stewart
Christian	Hollis	Matthews (Wilcox)	Stoddard
Clayton	Howle	Milford	Whorton
Cliett	Ingram	Mitchell	Williams
Deese	Johnson	McLeod	Woodard
Edwards (Dallas)	Jordan	Parker	

—43

Mr. Long of Butler offered the following amendment to the bill:

"Strike out the figures \$7,500 and insert \$6,500."

Mr. Tunstall moved to table the amendment, and the motion to table was lost.

Yeas, 39; Nays, 49.

Yeas:

Messrs:

Mr. Speaker	Christopher	Jones (Montgomery)	Shaw
Albright	Cobbs	Lawson	Smith
Allen	Faulk	Longshore	Sparks
Andrews	Fletcher	Lynne	Tompkins
Arnold	Hardaway	Murphree	Truss
Benners	Hare	McDonald	Tunstall
Blunt	Hawkins	Partridge	Van de Graff
Bracken	Holmes (Baldwin)	Robertson	Waddell
Brindley	Jones (Escambia)	Ross	Wilson
Carnley	Jones (Marengo)	Seale	

—39

Nays:

Messrs:

Adams	Ellis (Bullock)	Lee (Butler)	Parker
Alexander	Ellis (Elmore)	Lee (Perry)	Pittman
Austin	Gilbert	Lewis	Preston
Baker	Graham (Clarke)	Long (Butler)	Reynolds
Burns	Hall (Henry)	Long (Sumter)	Russell
Calvert	Hall (Marion)	Mathews (Clarke)	Sherrod
Christian	Hale	Matthews (Wilcox)	Simpson
Clayton	Hollis	Milford	Stewart
Cliett	Howle	Mitchell	Stoddard
Dansby	Ingram	Moorer	Whorton
Deese	Johnson	McLeod	Williams
Edwards (Dallas)	Jordan	Oliver	Woodard
Edwards (Pike)			

—49

And the amendment offered by Mr. Long of Butler was adopted.

Yeas, 74; Nays, 9.

Yeas:

Messrs:

Adams	Cliett	Hall (Marion)	Long (Butler)
Albright	Cobbs	Hare	Long (Sumter)
Alexander	Dansby	Hawkins	Longshore
Allen	Deese	Hollis	Matthews (Wilcox)
Andrews	Dickson	Holmes (Baldwin)	Mitchell
Arnold	Dodson	Howle	Murphree
Austin	Ellis (Bullock)	Ingram	McDonald
Baker	Ellis (Elmore)	Jones (Escambia)	McLeod
Benners	Faulk	Jones (Marengo)	Oliver
Blunt	Fletcher	Jones (Montgomery)	Orr
Bracken	Gilbert	Johnson	Parker
Brindley	Graham (Autauga)	Jordan	Partridge
Burns	Graham (Clarke)	Lawson	Pittman
Calvert	Guy	Lee (Butler)	Preston
Christopher	Hall (Henry)	Lewis	Ross

Russell
Seale
Sherrrod
Smith

Stewart
Stoddard
Tompkins
Trammell

Truss
Tunstall
Waddell

Whorton
Williams
Woodard

—74

*Nays:**Messrs:*

Mr. Speaker
Clayton
Lynne

Mathews (Clarke) Simpson
Shaw Sparks

Van de Graff
Wilson

—9

And the bill:

S. 398. To fix the salaries of the several justices of the supreme court.

As amended, was read a third time at length and passed.

Yeas, 57; Nays, 29.

*Yeas:**Messrs:*

Mr. Speaker
Adams
Albright
Allen
Andrews
Arnold
Austin
Baker
Benners
Blunt
Bracken
Brindley
Burns
Carnley
Christopher

Cliett
Cobbs
Dansby
Deese
Dodson
Edwards (Pike)
Faulk
Fletcher
Graham (Autauga)
Guy
Hall (Henry)
Hall (Marion)
Hare
Hawkins

Holmes (Baldwin) Robertson
Jones (Escambia) Ross
Jones (Marengo) Russell
Jones (Montgomery) Seale
Jordan Shaw
Lawson Sherrod
Lynne Smith
Matthews (Wilcox) Sparks
Murphree Tompkins
Oakley Truss
Oliver Tunstall
Partridge Van de Graff
Peters Waddell
Pittman Woodard

—57

*Nays:**Messrs:*

Alexander
Calvert
Christian
Clayton
Ellis (Elmore)
Gilbert
Graham (Clarke)
Hollis

Howle
Ingram
Johnson
Lee (Butler)
Lee (Perry)
Long (Butler)
Long (Sumter)

Mathews (Clarke) Simpson
Milford Stewart
McLeod Stoddard
Oakley Trammell
Orr Whorton
Parker Williams
Preston Wilson

—29

PAIR ANNOUNCED.

Mr. Edmonds of Dallas announced that he was paired with Mr. Green. If Mr. Green were present he would vote yea and Mr. Edmonds would vote nay.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in the House amendment to the bill:

S. 398. To fix the salaries of the several justices of the supreme court.

W. F. Miller,
Secretary.

SPECIAL ORDER.

S. 399. To fix the salary of the several judges of the court of appeals.

Was taken up. Mr. Long of Butler offered the following amendment to the bill:

"Strike out the words \$7,500 where they appear and insert the figures \$6,000.00."

Mr. Shaw offered the following amendment to the amendment:

Amend the amendment by striking out the words six thousand and inserting the words "sixty-five hundred."

Mr. Long of Butler moved to table the amendment offered by Mr. Shaw and the motion to table prevailed, and the amendment offered by Mr. Long of Butler was adopted.

Yeas, 70; Nays, 15.

Yeas:

Messrs:

Adams	Dansby	Johnson	Partridge
Albright	Deese	Jordan	Peters
Alexander	Dickson	Lawson	Pittman
Allen	Edwards (Dallas)	Lee (Butler)	Preston
Andrews	Ellis (Elmore)	Lee (Perry)	Reynolds
Arnold	Faulk	Lewis	Ross
Baker	Gilbert	Long (Butler)	Russell
Blunt	Graham (Autauga)	Long (Sumter)	Seale
Bracken	Graham (Clarke)	Mathews (Clarke)	Sherrod
Brindley	Guy	Matthews (Wilcox)	Simpson
Burns	Hall (Henry)	Milford	Stewart
Carnley	Hall (Marion)	Mitchell	Tompkins
Christian	Hale	Moorer	Trammell
Christopher	Hawkins	Murphree	Tunstall
Clayton	Howle	Oliver	Whorton
Cliett	Ingram	Orr	Williams
Cobbs	Jones (Escambia)	Parker	Woodard
Crump	Jones (Marengo)		

—70

Nays:

Messrs:

Benners	Holmes (Baldwin)	Shaw	Van de Graff
Fletcher	Jones (Montgomery)	Smith	Waddell
Hare	Lynne	Sparks	Wilson
Hollis	McDonald	Stoddard	

—15

And the bill:

S. 399. To fix the salary of the several judges of the court of appeals.

As amended, was read a third time at length and passed.

Yeas, 59; Nays, 32.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Hawkins	Peters
Adams	Crump	Holmes (Baldwin)	Pittman
Albright	Dansby	Howle	Robertson
Allen	Deese	Jones (Escambia)	Ross
Andrews	Dickson	Jones (Marengo)	Seale
Arnold	Edwards (Pike)	Jones (Montgomery)	Shaw
Baker	Faulk	Jordan	Sherrrod
Benners	Fletcher	Long (Sumter)	Smith
Blunt	Graham (Autauga)	Longshore	Sparks
Bracken	Guy	Lynne	Tompkins
Brindley	Hall (Henry)	Matthews (Wilcox)	Tunstall
Burns	Hall (Marion)	Murphree	Van de Graff
Carnley	Hale	McDonald	Waddell
Christopher	Hardaway	Oliver	Woodard
Cliett	Hare	Orr	

—59

Nays:

Messrs:

Alexander	Hollis	Mathews (Clarke)	Russell
Calvert	Ingram	Milford	Simpson
Christian	Johnson	Moorer	Stewart
Clayton	Lawson	Oakley	Stoddard
Ellis (Bullock)	Lee (Butler)	Parker	Trammell
Ellis (Elmore)	Lee (Perry)	Partridge	Whorton
Gilbert	Lewis	Preston	Williams
Graham (Clarke)	Long (Butler)	Reynolds	Wilson

—32

PAIR ANNOUNCED.

Mr. Edwards of Dallas announced that he was paired with Mr. Green. If Mr. Green were present he would vote yea and Mr. Edwards would vote nay.

SPECIAL ORDER.

S. 400. To fix the salary of the several circuit judges in Alabama.

Was taken up. Mr. Long of Butler offered the following amendment to the bill:

"Strike out the words \$4,500, where they appear and insert the figures \$3,600.00."

Mr. Dansby offered the following amendment to the amendment:

Amend by striking the words \$4,500 where they appear in the bill and insert in lieu thereof the figures \$4,000."

Mr. Long of Butler moved to table the amendment offered by Mr. Dansby, and the motion to table prevailed.

Yeas, 55; Nays, 29.

Yeas:

Messrs:

Mr. Speaker	Edwards (Dallas)	Howle	Preston
Adams	Edwards (Pike)	Ingram	Reynolds
Albright	Ellis (Bullock)	Jones (Escambia)	Ross
Alexander	Ellis (Elmore)	Johnson	Simpson
Andrews	Faulk	Jordan	Smith
Baker	Fletcher	Lawson	Sparks
Blunt	Gilbert	Lee (Perry)	Stewart
Brindley	Graham (Autauga)	Long (Butler)	Stoddard
Christian	Graham (Clarke)	Mathews (Clarke)	Trammell
Christopher	Guy	Milford	Whorton
Clayton	Hall (Henry)	Mitchell	Williams
Cliett	Hall (Marion)	Moorer	Wilson
Cobbs	Hale	Parker	Woodard
Deese	Hollis	Pittman	

—55

Nays:

Messrs:

Allen	Hawkins	Lynne	Russell
Arnold	Holmes (Baldwin)	Mathews (Wilcox)	Seale
Benners	Jones (Marengo)	Murphree	Shaw
Burns	Jones (Montgomery)	McDonald	Sherrod
Dansby	Lee (Butler)	Oliver	Tompkins
Dickson	Lewis	Partridge	Van de Graff
Hardaway	Long (Sumter)	Peters	Waddell
Hare			

—29

Mr. Shaw moved to table the amendment offered by Mr. Long of Butler, and the motion to table was lost.

And the amendment offered by Mr. Long of Butler was adopted.

Yeas, 63; Nays, 16.

Yeas:

Messrs:

Mr. Speaker	Dansby	Hall (Henry)	Lee (Butler)
Adams	Deese	Hall (Marion)	Lee (Perry)
Alexander	Dodson	Hale	Long (Butler)
Andrews	Edwards (Dallas)	Hardaway	Long (Sumter)
Baker	Ellis (Bullock)	Hawkins	Longshore
Blunt	Ellis (Elmore)	Hollis	Lynne
Carnley	Faulk	Howle	Mathews (Clarke)
Christian	Fletcher	Ingram	Mathews (Wilcox)
Christopher	Gilbert	Jones (Escambia)	Milford
Clayton	Graham (Autauga)	Johnson	Moorer
Cliett	Graham (Clarke)	Jordan	Orr
Cobbs	Guy	Lawson	Parker

Peters
Pittman
Preston
Reynolds

Russell
Simpson
Stewart
Stoddard

Tompkins
Tunstall
Waddell
Whorton

Williams
Wilson
Woodard

—63

*Nays:**Messrs:*

Benners
Bracken
Brindley
Burks

Burns
Calvert
Dickson
Hare

Jones (Marengo)
McDonald
Ross
Seale

Shaw
Sherrod
Smith
Van de Graff

—16

Mr. Ross offered the following amendment to the bill::

Amend S. 400 by adding thereto the following:

Provided that in circuits now or hereafter composed of only one county and having two or more judges and in which salaries are paid to such judges by the counties constituting such circuits in addition to the salaries paid by the State, such salaries shall continue to be paid to each of the judges in such circuits by the respective counties composing said circuits in same manner now provided, which salaries so paid by the counties shall be in addition to the salary herein provided to be paid by the State.

And the amendment was adopted.

Yeas, 78; Nays, 0.

*Yeas:**Messrs:*

Mr. Speaker
Adams
Alexander
Andrews
Arnold
Baker
Benners
Blunt
Bracken
Brindley
Calvert
Carnley
Christian
Christopher
Clayton
Cliett
Cobbs
Dansby
Deese
Dickson

Dodson
Edwards (Dallas)
Ellis (Bullock)
Ellis (Elmore)
Faulk
Fletcher
Graham (Autauga)
Graham (Clarke)
Guy
Hall (Henry)
Hall (Marion)
Hale
Hardaway
Hare
Hawkins
Hollis
Holmes (Baldwin)
Ingram
Jones (Escambia)
Jones (Marengo)

Jones (Montgomery)
Johnson
Jordan
Lawson
Long (Butler)
Lee (Perry)
Lewis
Long (Butler)
Longshore
Lynne
Mathews (Clarke)
Matthews (Wilcox)
Milford
Moorer
McDonald
McLeod
Oliver
Orr
Parker

Partridge
Peters
Pittman
Preston
Ross
Russell
Seale
Shaw
Sherrod
Simpson
Smith
Stewart
Stoddard
Tunstall
Van de Graff
Waddell
Williams
Wilson
Woodard

—78

And the bill:

S. 400. To fix the salary of the several circuit judges in Alabama.

As amended, was read a third time at length and passed.

Yeas, 66; Nays, 15.

Yeas:

Messrs:			
Mr. Speaker	Deese	Jones (Marengo)	Partridge
Adams	Dickson	Jones (Montgomery)	Peters
Alexander	Edwards (Dallas)	Jordan	Pittman
Allen	Edwards (Pike)	Lawson	Reynolds
Andrews	Faulk	Lee (Butler)	Ross
Arnold	Fletcher	Lewis	Russell
Baker	Graham (Clarke)	Long (Sumter)	Seale
Blunt	Guy	Longshore	Shaw
Bracken	Hall (Henry)	Lynne	Sherrod
Brindley	Hall (Marion)	Matthews (Wilcox)	Smith
Burns	Hale	Milford	Sparks
Carnley	Hardaway	Murphree	Tompkins
Christopher	Hare	McDonald	Van de Graff
Cliett	Hawkins	McLeod	Waddell
Cobbs	Holmes (Baldwin)	Oliver	Wilson
Crump	Howle	Orr	Woodard
Dansby	Jones (Escambia)		

—66

Nays:

Messrs:			
Calvert	Hollis	Mathews (Clarke)	Stewart
Christopher	Ingram	Oakley	Whorton
Clayton	Johnson	Parker	Williams
Ellis (Elmore)	Long (Butler)	Preston	

—15

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following joint resolution:

By Mr. Craft:

S. J. R. 124. Whereas, the people of Mobile, through the mayor, president of the chamber of commerce, president of the State harbor commission, have extended to the governor, lieutenant governor, Senate and the House of Representatives and all State officials an invitation to visit Mobile, Alabama's only seaport, for the purpose of inspecting the needs of harbor facilities and for the further purpose of considering the advisability of State control and assistance for the State's only seaport.

Therefore, be it resolved by the Senate, the House concurring, That the said invitation be and the same is hereby accepted and that Wednesday, Sept. 10, 1919, be the day on which the members of the Senate and the House will visit Mobile for the purposes aforesaid.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

Mr. Cobbs moved to suspend the rules for the consideration of the above resolution. The motion to suspend the rules was lost and the resolution was referred to the Standing Committee on Rules.

REPORT OF CONFERENCE COMMITTEE.

To the President of the Senate:

To the Speaker of the House:

The undersigned, as members of the Conference Committee to consider the disagreement between the two houses regarding Senate bill No. 443, a bill to be entitled an act to amend sections 2 and 3 of an act entitled "An act to establish a board of revenue for Shelby county, and to abolish the board of county commissioners thereof," passed at the session of 1911, being in Local Acts of Alabama, page 154, said amendment making the president and members of said board elective by the qualified voters of said county, and fixing the term of office of said president and members of said board and the time of their election and providing that in case of a vacancy in the office of president or a member of said board, the vacancy shall be filled by election by a majority of the members of the board, for the unexpired term; and providing further that the president and members of the board now holding office shall hold their said office until their successors are elected and qualified under the provisions of this act, report and recommend the following:

1. That the Senate concur in the House amendment.

Respectfully submitted,

J. C. Harper,
W. P. Acker,
O. L. Tompkins,
A. P. Longshore.

On motion of Mr. Longshore the House concurred in and adopted the conference report of the two houses, on the House amendments to the bill, S. 443.

Yeas, 77; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Graham (Clarke)	Jordan
Adams	Clayton	Guy	Lawson
Alexander	Cliett	Hall (Henry)	Long (Butler)
Allen	Cobbs	Hall (Marion)	Long (Butler)
Andrews	Crump	Hale	Long (Sumter)
Baker	Dansby	Hardaway	Longshore
Benners	Deese	Hare	Lynne
Blunt	Dodson	Hawkins	Mathews (Clarke)
Bracken	Edwards (Dallas)	Holmes (Baldwin)	Matthews (Wilcox)
Brindley	Edwards (Pike)	Howle	Milford
Burks	Ellis (Elmore)	Ingram	Mitchell
Burns	Faulk	Jones (Escambia)	Moorer
Calvert	Fletcher	Jones (Marengo)	Murphree
Carnley	Gilbert	Jones (Montgomery)	McDonald
Christian	Graham (Autauga)	Johnson	Oakley

Orr	Ross	Stewart	Whorton
Partridge	Seale	Tompkins	Williams
Peters	Smith	Tunstall	Wilson
Pittman	Sparks	Van de Graff	Woodard
Preston			

—77

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following resolution:

S. J. R. 124. Resolved, by the Senate, the House concurring, that when the two houses adjourn today, they adjourn to meet again on Wednesday next, at 10 o'clock A. M.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Tompkins, the House amended the S. J. R. 124 by making the adjournment until Tuesday, Sept. 2nd, at 10 o'clock A. M., and as amended concurred in and adopted the resolution.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in the House amendment to:

S. J. R. 124. Relative to adjournment of the two houses until Tuesday morning at 10 o'clock.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The President and presiding officer of the Senate having signed the following Senate bill, your signature thereto is requested:

S. 398. To fix the salaries of the several justices of the supreme court.

W. F. Miller,
Secretary.

SIGNING OF SENATE BILL.

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bill, the title to which is set out in the above and foregoing message from the Senate.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill:

S. 240. To provide for the inspection of all public or private hospitals, reformatories, houses of detention, convents, asylums, sectarian seminaries, schools or other institutions in the State of Alabama; to authorize the appointment of inspectors, and to provide penalties for the violation of any of the provisions hereof.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee as follows: :

Education: S. 240.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 230. To fix the amount of ex-officio fees of sheriffs in all counties having a population of more than 37,900 and less than 38,000, according to the 1910 Federal census, or any subsequent census, where the assessed value of real and personal property in such counties exceeds ten million dollars and to provide for the payment of the same.

Also:

S. 232. To fix the amount of ex-officio fees of clerks of the circuit court in all counties having a population of more than 37,900 and less than 38,000 according to the 1910 Federal census or any subsequent census, where the assessed value of real and personal property in such counties exceeds the sum of ten million dollars and to provide for the payment of the same.

Also:

S. 449.. To designate a certain road a State trunk road in Cherokee county, Alabama.

Also:

S. 497. To provide for the election of county road engineers in counties having a population of not less than eighty thousand, nor more than eighty-two thousand, according to the Federal census of 1910, and to fix their duties and compensation.

Also:

S. 522. To amend an act entitled an act "To ratify, confirm, and validate the census of the cities and towns in the State of Alabama, of seven (7,000) thousand inhabitants and less, where the same has been taken as provided by the Code of Alabama of 1907, and the report of the same filed in the office of the secretary of State," approved April 4th, 1911.

Also:

S. 523. To authorize divorce for abandonment whenever a party, who has deserted his or her consort for more than ten months, fails to return to the performance of his or her marital obligations within sixty days after notice.

Also:

S. 536. To provide for the compensation of deputy solicitors in all counties of the State having a population of more than 27,100 and less than 27,200, according to the last Federal census, or any subsequent Federal census, and to provide the manner in which the same shall be paid.

Also:

S. 543. To authorize and empower boards of revenue in counties having a population of not less than 82,000 and not more than 100,000 according to the latest Federal census, to expend county funds not exceeding \$2,500 per annum for county purposes not otherwise provided for by law.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:

Ways, Means and Appropriations: S. 230, S. 232.

Public Roads and Highways: S. 449, S. 497.

Judiciary: S. 543, S. 536, S. 523.

Revision of Laws: S. 522.

CERTIFICATE OF CLERK.

To the House of Representatives:

I hereby certify that the bills hereinafter mentioned were delivered to the executive department on the dates and hours named and that I hold the receipts of the executive department for same:

Aug. 27, 1919, 10:45 A. M.:

H. 390. To abolish the county court of Greene county and the offices thereto attached and to provide for the transfer of all

trials of prosecutions instituted therein and not disposed of, together with all papers, processes, records and documents relating thereto, to the clerk of the circuit court of said county, and to provide for the clerk of said circuit court receiving the same to enter all such cases on the proper docket of said circuit court for trial as though originally filed therein.

Also:

H. 455. To regulate the trials of misdemeanors in Lawrence county.

Also:

H. 486. To prescribe and regulate the payment of certain claims registered against the fine and forfeiture funds of St. Clair county, when there are such funds in the hands of the county treasurer or any bank or individual who are discharging the duties of county treasurer and to give notice to such persons there are funds in the hands of such treasurer for the payment of claims by publication in county newspaper for two weeks.

Also:

H. 489. To make it unlawful for any person to take or catch fish in any of the waters of this State, or the tributaries of such waters emptying into Choctawhatchee bay by the use of any seine, hoop-net, trammel-net, or substitute therefor, except fish-baskets used only for the purpose of taking or catching cat fish, and to provide penalties for the violation of the provisions of this act.

Also:

H. 702. To provide for the town of Albertville and school district known as the Albertville school district, to manage and control the affairs of its public schools in said school district; to provide for the election of a board of education by the town council of the town of Albertville, Alabama; to authorize said board of education to mortgage or pledge the property of said public school for the purpose of procuring additional funds to build or erect and equip a suitable public school building in said town of Albertville, and to authorize payment and satisfaction of said mortgage out of funds hereafter derived from the levy of a special school tax in said school district.

Aug. 29, 1919, 4:30 P. M.:

H. 412. To authorize and require the city school board, or city board of education, or by whatever name called, in all cities or towns of this State having a population of not less than 38,000 nor more than 40,000, according to the last or any succeeding Federal census, to provide a pension or retiring allowance for teachers who have served in the public schools of such city or town.

Also:

H. 470. To make it unlawful to solicit orders from or sell to tenants or laborers or others on plantations in Dallas county certain articles without the consent of certain persons; to prescribe the penalty for the violation of this act and to confer on justice of the peace jurisdiction to try causes arising hereunder.

Also:

H. 503. To create and designate an additional trunk road, extending from the town of Heflin in Cleburne county south to Wedowee in Randolph county, and to confer upon said road all of the rights and privileges now extended to trunk roads in this State.

Also:

H. 527. For the protection of salt water shrimp, to provide the manner in which said crustaceans may be caught, taken and marketed; to fix the seasons during which they may be caught; to authorize the issuance of licenses to persons seining for salt water shrimp, to provide a tax on all salt water shrimp taken in the waters within the State of Alabama, and to provide penalties for the violation of the provisions of this act.

Also:

H. 580. To prohibit stock from running at large in subdivisions of a voting precinct, or beat, or in subdivisions of a county less than a voting precinct, or beat, in all counties having a population of as much as twenty thousand two hundred and ten and not more than twenty thousand two hundred and fifty, according to the Federal census of 1910 or according to any subsequent Federal census, to provide for the removal of gates across public roads used to enclose such free or common range; and to fix penalties for the violation of the provisions of this act.

Also:

H. 594. To repeal an act to provide for the better construction, repairing, working and maintaining of public roads and bridges in Clay county, Alabama, approved March 29th, 1911.

Also:

H. 703. To prescribe the qualifications, duties and compensations of coroners and their assistants; making it unlawful for any one to remove or disturb the body of a person whose death is due to violence before an inquest by the coroner if he deems it necessary; to make it the duty of the sheriff to execute any, and all, process, directed to him by the coroner in the discharge of his official duties; to authorize coroners to punish contempts, to authorize and empower coroners to perform autopsies upon the bodies of persons who have died by violence when necessary to ascertain the causes of death, to prescribe the pay of wit-

nesses and jurors in proceedings by coroners; to authorize any person to pick up and to secure the bodies of any deceased person found in any of the waters or streams in any of the counties embraced in this act and to further provide for their compensation for so doing; this act shall embrace and shall apply only to counties in this State containing not less than eighty thousand nor more than eighty-one thousand inhabitants; according to the last Federal census, and shall repeal all laws and parts of laws in conflict with this act.

Also:

H. 706. To appropriate the sum of \$234.00 to be paid to Israel Belser in full settlement of the amount due him by the State of Alabama for services rendered as assistant State chaplain of convicts during 1915 and part of 1916, for which services he has not been paid.

Also:

H. 533. To fix the time of holding the county court in Conecuh county, Alabama.

Also:

H. 568. To require all fines and forfeitures in criminal cases in Henry county, Alabama, to be paid in money and to provide for the collection and disposition of said fines and forfeitures.

Also:

H. 698. To amend section one of an act approved December 9th, 1896, and entitled "An act to amend the charter of the town of Eutaw, in Greene county, in the State of Alabama, and all acts amendatory thereto."

Also:

H. 732. To designate a certain public road of Alabama as a State trunk road or highway, and to provide the means by which such State trunk road or highway shall be constructed, improved, and maintained.

Also:

H. 537. To further prescribe times of election and terms of office of the county commissioners of Henry county, Alabama.

Also:

H. 547. To authorize the commissioners court of Tallapoosa county to issue a warrant in favor of Jennie Hagerdorn, for the sum of \$888.62, and to provide for the payment of the same by the county treasurer.

Also:

H. 548. To authorize the commissioners court of Tallapoosa county to issue a warrant in favor of the Alexander City Bank, for the sum of \$1,010.11, and to provide for the payment of the same by the county treasurer.

Also:

H. 575. To require all the fees collected under and by virtue of sections 6655 and 6656 of the Code of Alabama, in the county court of Shelby county, Ala., to be paid into the county treasury of Shelby county, Ala.; to provide a fund out of which the salary of the judge of the county court of Shelby county, Ala., shall be paid; to fix the amount of such salary, and to provide for the payment of said salary by warrants of said judge drawn on the treasury of said county, and making said warrants a preferred claim against the treasury of said county.

Also:

H. 609. To amend section four of an act entitled an act to establish an inferior court in precincts two and thirty-three in Jefferson county, Alabama, said precincts lying within or partly within the city of Bessemer, in lieu of all justices of the peace in said precincts and to define the jurisdiction and power of the said court and of the judge, clerk and other officers thereof and to provide for a place for holding the same; approved August 27th, 1915.

Also:

H. 630. To relieve H. T. Deese, a Confederate soldier.

Also:

H. 649. To provide for service by the sheriff and his deputies of criminal processes in State cases in all counties of the State of Alabama which have a population of one hundred and fifty thousand and more, according to the last or any subsequent Federal census, and wherein the sheriff of such counties is upon a salary basis, and to prohibit the service of such process other than herein designated, except processes other than warrants of arrest issued by justices of the peace.

Also:

H. 687. To conserve and save from depletion the public oyster reefs of Alabama, and to further regulate the taking of oysters from the public reefs of the State, and for the protection of and extension of such reefs, and the development of the oyster industry, to declare such oysters the property of the State and to prescribe the condition under which such title may be divested and such oysters become articles of commerce, to provide for the payment of a license and tax by those catching, selling, or transporting the same, the rules of evidence on the trials of those violating the provisions of this act, who may try such cases, provide penalties for the violation of this act, and that all expenses incurred in carrying the provisions of same into effect shall be paid out of the oyster fund.

Fred H. Gormley,
Clerk.

NOTICE IN WRITING.

The following notice was given:

I hereby give notice that I will move to take from the adverse calendar Senate bill No. 186 on the next legislative day.
Jones of Montgomery.

ADJOURNMENT.

Under a joint resolution heretofore adopted, the House adjourned until Tuesday, Sept. 2nd, at 10 o'clock A. M.

FORTY-FIRST DAY.

House of Representatives,
Tuesday, September 2, 1919.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Mr. Preston of the House.

ROLL CALL.

On a call of the roll of the House, the following members answered to their names:

Messrs:			
Mr. Speaker	Clayton	Hall (Henry)	Long (Sumter)
Adams	Cliett	Hall (Marion)	Longshore
Albright	Cobbs	Hale	Lynne
Alexander	Collins	Hardaway	Mathews (Clarke)
Allen	Crump	Hare	Matthews (Wilcox)
Andrews	Dansby	Hawkins	Milford
Arnold	Deese	Hollis	Mitchell
Austin	Dickson	Holmes (Baldwin)	Moorer
Baker	Dodson	Holmes (Elmore)	Murphree
Barganier	Edwards (Dallas)	Howle	McDonald
Benners	Edwards (Pike)	Ingram	McLeod
Blunt	Ellis (Bullock)	Jones (Escambia)	Oakley
Bracken	Ellis (Elmore)	Jones (Marengo)	Oliver
Brindley	Faulk	Jones (Montgomery)	Orr
Burks	Fletcher	Johnson	Parker
Burns	Gilbert	Lawson	Peters
Calvert	Graham (Autauga)	Lee (Butler)	Pittman
Carnley	Graham (Clarke)	Lee (Perry)	Preston
Christian	Griffin	Lewis	Reynolds
Christopher	Guy	Long (Butler)	Ross

Russell	Simpson	Tompkins	Waddell
Salter	Smith	Trammell	Whorton
Seale	Sparks	Truss	Williams
Shaw	Stewart	Tunstall	Wilson
Sherrod	Stoddard	Van de Graff	Woodard

—100

A quorum was present.

REPORT OF THE REVISION OF THE JOURNAL COMMITTEE.

Mr. Speaker:

Your Committee on the Revision of the Journal beg leave to report that we have examined the Journal for the fortieth day and find the same to be correct.

W. H. Shaw,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the fortieth day was approved.

RESOLUTIONS.

The following resolutions were introduced:

By Mr. Holmes of Baldwin:

H. R. 201. Resolved, that House bill 281 "for the further protection of human beings and live stock of all kinds, to impose a tax on dogs over the age of three months and to provide that dogs, except fox hounds and deer hounds wearing collars with the names and addresses of the owners thereof, shall wear muzzles," and House bill 688 "to provide for the organization of landowners in counties or districts within said county for the purpose of building and improving public roads and bridges in such districts," be made paramount continuing special orders immediately after the reading of the Journal on the forty-fourth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Sparks:

H. R. 202. Be it resolved by the House, that House bills Nos. 853 "To amend an act entitled an act "To ratify, confirm and validate the census of the cities and towns in the State of Alabama of 7,000 inhabitants and less;" 849, "To amend section 1313 of the Code of Alabama;" 343, "To prescribe the qualifications of directors of private corporations;" 344, "To amend Sec. 3617 of Code;" and Senate bill No. 78 (with substitute) "To permit newspaper editors to accept free passes, etc.," be made the spe-

cial, paramount and continuing order of business for the forty-third legislative day and until disposed of, and in the order named, also S. 424 for the forty-third legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Graham of Clarke:

H. R. 203. Resolved, that House bills Nos. 8, 80 and 347 shall be the paramount and continuing order for the forty-sixth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Mathews of Clarke:

H. J. R. 204. Whereas, this Legislature has been in session some two months, and

Whereas, the time of year is here when the members of this body are urgently needed at their various homes and in their various professions, and

Whereas, with our present method of working some two days per week only, we are causing the State unnecessary expense,

Therefore, be it resolved by the House, the Senate concurring, that we, beginning now, work not less than three legislative days per week, and adjourn not later than Sept. 20th.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Jones of Montgomery:

H. 205. Resolved by the House, that H. No. 413, relating to what fraternal organizations may drill with rifles, be made a special order for the forty-third legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Brindley:

H. R. 206. Resolved by the House, that House bill No. 898 "To amend commercial feeding stuffs;" be made continuous, paramount order of business for the forty-fourth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Hall of Henry:

H. R. 207. Be it resolved, that S. 454 be made a special, paramount and continuing order for the forty-fourth legislative day.

And the resolution was referred to the Standing Committee on Rules.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

Mr. Speaker:

Your Committee on Engrossed Bills beg leave to report that it has examined the following House bills:

H. 401. To create a State highway department; to define its powers and duties; to authorize State aid in the construction and maintenance of public roads and bridges; to create a State highway fund and to provide for its expenditure; to impose certain duties upon county and municipal officials and to provide a penalty for their failure to discharge same; to authorize the State highway department to work State convicts upon public roads and bridges as is now or may hereafter be provided by law; to assent to the act of Congress approved July 11, 1916, known as the "Federal aid law" and to authorize the State highway department to co-operate with the United States government in the construction and maintenance of rural post roads; and to repeal the act approved April 5, 1911, entitled "An act to provide for the creation of a State highway commission, defining its powers, duties and compensations, and methods to be adopted for control of same and for appropriation and maintenance of the same and to give State aid and State supervision over all public roads, culverts and bridges of the State for construction of a permanent nature and the maintenance thereof wherein any portion of the appropriation hereinafter made shall be used for such purpose; and to make an appropriation therefor out of the net revenue of the convict fund of the State and from other sources."

Also:

H. 435. To submit to the qualified electors of the State, at the general election to be held in Nov. 1920, for their consideration, an amendment to the Constitution for the purpose of authorizing the several counties of the State to levy and collect a special road tax, not exceeding fifty cents on each one hundred dollars worth of taxable property in such counties, under such regulations as the Legislature may have prescribed or may hereafter prescribe.

And find same correct.

W. H. Stoddard,
Chairman.

The report of the committee was concurred in and adopted.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 206. To amend sections 3, 4 and 5 of an act entitled "An act to create a State harbor commission to be known as the

'State Harbor Commission,' define its jurisdiction, powers and duties and prescribe the mode of procedure and penalties for violation of this act, and to repeal all laws in conflict therewith," approved September 25th, 1915.

S. 369. To authorize and empower the court of county commissioners, the board of revenue, or other governing body of the several counties of this State to issue interest bearing warrants of the county in settlement of debts or other obligations incurred in the construction or maintenance of public roads or necessary public buildings, or as a security for money borrowed for the payment of such debt or obligation and to issue and sell interest bearing warrants to secure funds for the payment of such debt or obligation and to regulate and prescribe the method of issuing such interest bearing warrants.

Also:

S. 547. To authorize municipal corporations having a population of not less than 6,689 inhabitants nor more than 7,000 inhabitants according to the last Federal census or any subsequent Federal census that may be hereafter taken, to improve streets and sidewalks, and sections of streets and sidewalks, by the construction of electric lighting systems known as "White Ways" and charge the expense thereof to the abutting property owners, provided the cost of such construction shall not be in excess of the increased value of said property charged with such improvement, and provided such lighting system shall not apply to nor include over-head street lighting; and to provide for such municipal corporations to maintain such lighting systems after they have been established and to provide and pay for the cost of the current and expense of such maintenance thereafter.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:

Judiciary: S. 206.

Revision of Laws: S. 369.

Municipal Organizations: S. 547.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 549. To regulate costs, charges and fees in trials before the county courts and to provide for the collection thereof; to fix

the salaries of judges of the county courts and to provide for their payment; to provide for clerks of the county court and to regulate their compensation.

S. 550. To repeal sections 6655 and 6656 of the Code of Alabama of 1907.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:

Revision of Laws: S. 550.

Local Legislation: S. 549.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and as amended has passed the following House bill:

H. 756. To ratify, legalize and confirm all grants, rights, privileges, contracts, bonds, conveyances, sales, leases, rentals, purchases, undertakings, agreements or payments in relation to any United States military camp, remount station, base hospital, aviation field or depot, heretofore made or attempted to be made by or for the use of or benefit of all cities in Alabama which now have a population of as much as twenty-five thousand, and less than fifty thousand people according to the last Federal census; to ratify, legalize and confirm all purchases or rentals of real estate or other property, and all contracts or agreements to purchase or rent, whether within or without the corporate limits of such city; to authorize such city to retain, maintain, sell, lease or convey such property; to authorize and legalize the payment of expenses, charges, costs, court costs made or to be made therein or in relation thereto; to extend the police jurisdiction of such city over said real estate to the extent that such real estate lies in the same county as such city.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Jones of Montgomery the House concurred in and adopted the Senate amendment to the bill, H. 756, said Senate amendment being as follows:

A BILL

To be entitled an act to authorize cities of Alabama which may have as many as twenty-five thousand and less than fifty thousand of inhabitants according to the last Federal census, or which may hereafter have such population according to any Federal census hereafter taken, to ratify, confirm and legalize grants, rights, contracts, agreements, undertakings and payments having relation to the military operations of the United States, whether the property involved, either real or personal, is situated within or without the limits of such cities; and to deal with, dispose of, conserve, manage and preserve such property.

Be it enacted by the Legislature of Alabama:

Section 1. That any or all grants, rights, contracts, agreements, undertakings and payments having relation to the military operations of the United States, and made or attempted to be made by or on behalf of any city of Alabama which has as many as twenty-five thousand and less than fifty thousand of population according to the last Federal census, or which may hereafter have such population according to any Federal census hereafter taken, whether the property involved, either real or personal, is situated within or without the limits of such city, may be ratified, confirmed and legalized in the following manner: By ordinance regularly introduced which shall indicate what grants, rights, contracts, agreements, undertakings and payments are proposed to be ratified and confirmed, which ordinance shall not be finally adopted until and unless such ordinance or the substance thereof shall have been advertised by at least one insertion in a newspaper published in such city, said advertisement to state at what regular meeting of the governing body of such city such ordinance will be considered for final passage, which meeting shall not be less than forty (40) days after the appearance of such advertisement; at such meeting, or at any meeting to which said matter may be passed, if a majority of the entire board of commissioners or board of aldermen of such city vote in favor of the adoption of such ordinance, the same shall stand adopted, otherwise it shall fail of passage.

Section 2. That any or all property, whether real or personal, and whether situated within or without the limits of such cities, which may have been or may be the subject of any such contract, grant, right, agreement, undertaking or payment, made or attempted to be made by or on behalf of any such city with relation to the military operations of the United States, may, after ratification and confirmation thereof as herein provided, be dealt with, disposed of, conserved, managed and pre-

served by such city as is other property of such city; provided, that for the period that any interest in any such property may remain in or be retained by such city, the police jurisdiction of such city is hereby extended to include such property.

Yeas, 57; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Jones (Escambia)	Parker
Adams	Deese	Jones (Montgomery)	Pittman
Andrews	Dodson	Lawson	Preston
Arnold	Edwards (Dallas)	Lee (Butler)	Ross
Baker	Edwards (Pike)	Lee (Perry)	Salter
Barganier	Ellis (Bullock)	Lewis	Simpson
Benners	Graham (Autauga)	Mathews (Clarke)	Smith
Blunt	Graham (Clarke)	Matthews (Wilcox)	Sparks
Bracken	Hall (Henry)	Milford	Trammell
Brindley	Hall (Marion)	Mitchell	Truss
Burns	Hawkins	Murphree	Van de Graff
Carnley	Holmes (Elmore)	McDonald	Williams
Christopher	Howle	Oakley	Woodard
Cliett	Ingram	Orr	Wilson
Cobbs			

—57

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bill, and returns same herewith to the House:

H. 208. To amend an act approved September 25, 1915, entitled "An act to provide for the appointment of an official court reporter by each circuit judge in Alabama; to fix their compensation, define their duties and provide for special reporters in certain cases."

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

The Senate has concurred in and adopted the report of the Committee of Conference on the disagreement of the two houses on the House amendment to the bill:

S. 443. To amend sections 2 and 3 of an act entitled, "An act to establish a board of revenue for Shelby county, and to abolish the court of county commissioners thereof," passed at the session of 1911, being in Local Acts of Alabama, page 154, said amendment making the president and members of said board elective by the qualified voters of said county, and fixing the term of office of said president and members of said board and the time of their election and providing that in case of a vacancy in the office of president or a member of said board,

the vacancy shall be filled by election by a majority of the members of the board, for the unexpired term; and provided further that the president and members of the board now holding office shall hold their said office until their successors are elected and qualified under the provisions of this act.

Said conference report being in words and figures as follows:

To the President of the Senate:

To the Speaker of the House:

The undersigned, as members of the Conference Committee to consider the disagreement between the two houses regarding Senate bill No. 443, a bill to be entitled an act to amend sections 2 and 3 of an act entitled "An act to establish a board of revenue for Shelby county, and to abolish the board of county commissioners thereof," passed at the session of 1911, being in Local Acts of Alabama, page 154, said amendment making the president and members of said board elective by the qualified voters of said county, and fixing the term of office of said president and members of said board and the time of their election and providing that in case of a vacancy in the office of president or a member of said board, the vacancy shall be filled by election by a majority of the members of the board, for the unexpired term; and providing further that the president and members of the board now holding office shall hold their said office until their successors are elected and qualified under the provisions of this act, report and recommend the following:

1. That the Senate concur in the House amendment.

Respectfully submitted,

J. C. Harper,
W. P. Acker,
O. L. Tompkins,
A. P. Longshore.

And sends same herewith to the House.

W. F. Miller,
Secretary.

BILLS REPORTED FAVORABLY.

Mr. Lynne, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

S. 540. To authorize and empower the county of Marengo to issue its bonds, bearing interest at the rate of six per centum per annum, for the purpose of refunding its indebtedness, existing at the date of the approval of this act; to sell the same at not less than their face value; to regulate their issuance and sale, and to repeal all laws in conflict with this act, in so far as the said county is concerned.

H. 975. To dissolve the municipal corporation of the town of James, Alabama.

S. 541. To divide the county of Marengo into four commissioners court districts; to provide for the election of one qualified

elector residing in said district as county commissioner from said district, by the qualified electors of the entire county of Marengo.

S. 514. To amend an act to regulate inferior courts in cities having more than 35,000 population, according to the last or any subsequent Federal census, to prescribe the jurisdiction of such courts, and provide for the number and compensation of the judges for such courts and to provide for the appointment and compensation of the clerks and assistant clerks thereof, and to abolish the office of justice of the peace in such cities," the said act being approved Sept. 25, 1915.

H. 982. To propose and submit to the qualified electors of the State of Alabama at an election to be held on the first Monday after the expiration of three months from and after the final adjournment of the present session of the Legislature at which this amendment is proposed, an amendment to the Constitution of the State of Alabama, whereby the following municipal corporations, Birmingham, Bessemer, Huntsville, Florence, Mobile and Selma, in the State of Alabama, may levy and collect a rate of taxation on the property situated therein not exceeding in the total in any one year two (2) per centum of the value of such property as assessed, as provided by the Constitution and statutes now or hereafter enacted pursuant to the Constitution; provided, that the total rate of taxation levied by such municipal corporations shall not in any one year exceed one and one-half (1½) per centum, unless the rate in excess thereof shall have been submitted to and authorized by ballot by the qualified electors of such municipal corporations, respectively, at elections to be held by them from time to time for such purposes, and to provide for such elections.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

S. 523. To authorize divorce for abandonment whenever a party, who has deserted his or her consort for more than ten months, fails to return to the performance of his or her marital obligations within sixty days after notice.

S. 503. To authorize and empower the solicitor, in all circuits in the State of Alabama, having five or more circuit judges, to employ any and all shorthand reporters necessary to properly report the proceedings before the grand jury, and transcribe the same, and stenographer, or stenographers, for the office work of such solicitor; and any and all assistants necessary to properly administer justice in such circuits; and to fix their compen-

sation and the manner of payment of such compensation and salaries; and to incur any and all expense necessary to properly administer justice in such circuits.

H. 992. To create the office of county solicitor for Crenshaw county; to prescribe his qualifications and duties; to provide for his election by the qualified electors of the county; to provide for the filling of vacancies in said office; to fix his salary and prescribe the length of term of his office and to repeal conflicting laws.

The above and foregoing bills were severally read a second time and placed on the calendar.

INTRODUCTION OF BILLS.

On a call of counties bills were introduced, severally read one time and referred to appropriate standing committees as follows: By Mr. Holmes of Baldwin:

H. 996. To authorize road districts, formed under the act providing for the assessment of the real property in such districts in proportion to the benefits to such land, to lay rails along the roads in such districts, and to provide for paying the cost of same in the same manner as the cost of said roads, and for the joint use of the bridges on such roads, and the operation of means of transportation over such rails.

Public Roads and Highways.

By Mr. Holmes of Baldwin:

H. 997. To provide for the support and maintenance of, and to prescribe the course of study for the State Normal School located at Daphne, Alabama.

Education.

By Mr. Stewart:

H. 998. To provide for the establishment, change and discontinuance of public roads in this State.

Public Roads and Highways.

By Mr. Dansby:

H. 999. To provide for and regulate the payment of officers' costs in criminal cases where the defendant is acquitted or where State takes a nolle prosequi, or where case is abated by the death of defendant, or where the indictment is withdrawn and filed in counties having a population according to the last Federal census of not less than eighteen thousand three hundred and not exceeding eighteen thousand five hundred.

Revision of Laws.

By Mr. Baker:

H. 1000. To submit an amendment to section 256 of the Constitution of Alabama, 1901, so as to change the regulations with

reference to the apportionment of the school fund to the several counties in this State.

Education.

By Mr. Dickson:

H. 1001. To make appropriations to the State normal schools for white teachers located at Florence, Jacksonville, Livingston, Troy, Daphne and Moundville.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1002. To provide for the making of appropriations to the Alabama School of Trades and Industries at Ragland, Alabama.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1003. To change the name of the Northeast Alabama Agricultural and Industrial Institute at Lineville and to make an appropriation for its maintenance and support.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1004. To change the name of each of the nine branch district agricultural schools and experiment stations and to make appropriations for their maintenance and support.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1005. To make an appropriation for the maintenance and supervision of county high schools.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1006. To make an appropriation to the Alabama illiteracy commission or to the State board of education, if created, for the removal of illiteracy in Alabama.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1007. To amend section 8 of an act "To provide for the acceptance of the benefits of an act passed by the Senate and House of Representatives of the United States of America in Congress assembled to provide for the promotion of vocational education; to provide for the appointment of a State board of vocational education; and to provide for the duties thereof; and to make appropriations for vocational education," approved February 15, 1919.

Education.

By Mr. Dickson:

H. 1008. To amend section 1678 of the Code of Alabama of 1907.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1009. To provide for changing the name and for making an appropriation to the Huntsville State Normal and Industrial School.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1010. To make an appropriation to the Alabama Girls' Tichnical Institute.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1011. To make an appropriation for the erection, repair and equipment of rural schoolhouses.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1012. To amend an act entitled "An act to create and establish a reform school for the training of juvenile negro law-breakers at Mt. Meigs, Alabama; to make appropriations for the purpose, and accept by donation all such lands and buildings as are needful therefor; to create a board of trustees, and to provide for the suitable management of said institution." Approved April 24, 1911.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1013. To make appropriations to the Alabama Boys Industrial School.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1014. To make an appropriation to Tuskegee Normal and Industrial Institute.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1015. To make an appropriation for the State Normal School for colored teachers located at Montgomery.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1016. To make appropriations to the Alabama Polytechnic Institute.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1017. To make appropriations to the University of Alabama.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1018. To amend section 1946 of article 27 of the Code of Alabama of 1907.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1019. To amend sections 1941 and 1942 of article 26 of the Code of Alabama, of 1907.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1020. To amend section 1952 of article 28 of the Code of Alabama of 1907.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1021. To make an appropriation for the benefit of those counties that may be levying and collecting a special county school tax during any fiscal year, and to provide for the expenditure of the funds set apart for any county by the county board of education.

Ways, Means and Appropriations.

By Mr. Arnold:

H. 1022. To provide for the payment of sundry or incidental expenses of the sheriff's office in counties in this State having a sheriff serving on a salary basis, or which may hereafter have a sheriff serving on a salary basis, and to provide for an accounting by the sheriff of money received by him under this act.

Judiciary.

By Mr. Christopher:

H. 1023. To provide for bailiffs for the circuit courts in all counties in Alabama having a population of not less than 26,850 and not exceeding 26,890 according to the Federal census of 1910.

Revision of Laws.

By Mr. Christopher (with notice and proof):

H. 1024. To validate and make legal all bonds of the city of Athens, Alabama, issued, or to be issued, bearing interest at the rate of six per centum per annum and to run for a period of thirty years, provided a majority of the qualified electors of said city, voting in such election have, at an election held for such purpose, voted in favor of the issuance hereof, and, provided, such election was held prior to July 1st, 1919.

Local Legislation.

Notice and Proof H. 1024:

NOTICE OF INTENTION TO PASS LOCAL LAW BY THE LEGISLATURE.

"To whom it may concern:"

"You will take notice that at the present session of the Legislature of Alabama, a bill to legalize and validate and make legal all bonds of the city of Athens, Alabama, issued or to be issued, bearing a rate of interest at the rate of six per centum per annum and to run for a period of thirty years, provided a majority of the qualified electors of said city, have, at an

election held prior to July 1, 1919, for that purpose, voted in favor of such issuance, will be introduced and effort made to have the same enacted into law."

"Ernest Hine, as Mayor of Athens,
J. S. McDonald, J. W. Chambers, W. G. Martin, G. W.
Long, M. L. Ingram, as Councilmen."

R. H. Walker,
Publisher Limestone Democrat.

Sworn to and subscribed by R. H. Walker before me on this September
1st, 1919.
(Seal)

Geo. Malone,
Judge of Probate.

The State of Alabama, {
County of Limestone. }

Before me, George Malone, judge of probate in and for said county and State, this day personally appeared R. H. Walker, who, being by me first duly sworn, deposes and says as follows:

That he is the owner and publisher of the Limestone Democrat, a newspaper of general circulation in the city of Athens, Alabama, and published therein:

That the following appeared in the issues of the said Limestone Democrat of the dates of July 31, 1919, August 7, 1919, August 14, 1919, and August 21, 1919:

By Mr. Jones of Montgomery:

H. 1025. To further prescribe the authority and duties of the attorney general and to transfer to the attorney general all work of a legal nature for the several officers, departments, boards and institutions of the State which is now authorized to be performed by attorneys at law selected by the heads of such departments, boards and institutions; and to repeal all law in conflict.

Judiciary.

By Mr. Lynne:

H. 1026. To amend section 3979 of the Code of Alabama, 1907.

Judiciary.

By Mr. Lynne (with notice and proof):

H. 1027. To validate and make legal all bonds of the city of Athens, Alabama, issued or to be issued, bearing a rate of interest at the rate of six per centum per annum and to run for a period of thirty years, provided a majority of the qualified electors of said city, voting in such election, have at an election held for such purpose, voted in favor of the issuance thereof, and provided such election was held prior to July 1st, 1919.

Local Legislation.

Notice and Proof H. 1027:

State of Alabama, }
County of Limestone. }

Before me, George Malone, judge of probate in and for said county and State, this day personally appeared R. H. Walker, who, being by me first duly sworn, deposes and says as follows:

That he is the owner and publisher of the Limestone Democrat, a newspaper of general circulation in the city of Athens, Alabama:

That the following appeared in the issues of the said Limestone Democrat of the dates of July 31, 1919; August 7th, 1919; August 14, 1919; and August 21, 1919:

"NOTICE OF INTENTION TO PASS LOCAL LAW BY LEGISLATURE"

To whom it may concern:

"You will take notice that at the present session of the Legislature of Alabama, a bill to legalize and validate and make legal all bonds of the city of Athens, Alabama, issued or to be issued, bearing a rate of interest at the rate of six per centum per annum and to run for a period of thirty years, provided a majority of the qualified electors of said city have, at an election held prior to July 1, 1919, for that purpose, voted in favor of such issuance, will be introduced and an effort made to have the same enacted into law."

Ernest Hine,
as Mayor of Athens,
J. S. McDonald,
J. W. Chambers,
W. G. Martin,
G. W. Long,
M. L. Ingram,
as Councilmen."
R. H. Walker,
Publisher of Limestone Democrat.

Sworn to and subscribed by R. H. Walker, before me on this August 28, 1919.

George Malone,
Judge of Probate.

By Mr. Edwards of Pike:

H. 1028. To provide for elections, to be held at the time of holding general elections in this State in all counties in which local county stock laws are now in force, having not less than 30,500 nor more than 31,000 population, either by the Federal census of 1910, or by any subsequent census to ascertain whether a majority of the qualified electors of such counties desire or favor a modification of said local stock law.

Local Legislation.

By Mr. Long of Sumter:

H. 1029. To amend section 4 of Act No. 60 of General Laws (and joint resolution) of Legislature of Alabama passed at the first session of 1919 and approved Feb. 14, 1919, to provide for extension work in agriculture and home economics.

Agriculture.

By Mr. Crump (with notice and proof):

H. 1030. To prescribe and regulate the payment of certain claims registered against the fine and forfeiture funds of St. Clair county, when there are such funds in the hands of the county treasurer or any bank or individual who are discharging the duties of county treasurer and to give notice to such persons there are funds in the hands of such treasurer for the payment of claims by publication in county newspaper for two weeks.

Local Legislation.

Notice and Proof H. 1030:

NOTICE.

The Legislature of Alabama now in session will be asked to pass this act in substance as follows:

Sec. 1.

Be it enacted by the Legislature of Alabama, That for each year after the passage of this act on the 1st day of October. If there is funds in the hands of county treasurer, county depository or individual discharging the duties of county treasurer belonging to the fine and forfeiture funds of St. Clair county, and that such claims have not been presented for payment. It shall be the duty of the treasurer, county depository or individual discharging the duties of county treasurer to give notice for publication in a newspaper published in said county for two consecutive weeks of the facts giving the names of the owner or holder of such claims and the amount of same and that if not presented for payment by the 1st day of January following, it shall be the duty of the county treasurer, depository or individual acting as county treasurer to apply the money to succeeding claims in the order registered. Provided that nothing in this act shall be constructed as to permit the payment of such claims so passed over at any time when there is money in the treasury to pay the same when presented.

Act. 2.

That all laws and parts of laws in conflict of this act are hereby especially appealed.

State of Alabama, }
St. Clair County. }

Before me, James M. Garrett, clerk of the circuit court, in and for said State and county, personally appeared B. B. Cather, who being duly sworn, deposes and says that he is the publisher and editor of the Southern Aegis, a weekly newspaper published every week at Ashville, St. Clair county, Alabama, and that the notice hereto attached was published in the Southern Aegis once in each week for four consecutive weeks, beginning on the 4th day of March, 1919, and ending on the 12th day of April, 1919, both dates inclusive.

B. B. Cather.

Subscribed and sworn to before me, this 30 day of August, 1919.

Jas. M. Garrett,
Clerk of Circuit Court, St. Clair County, Ala.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The President and presiding officer of the Senate having signed the following Senate bills, your signature thereto is requested:

S. 434. To establish a board of revenue for Russell county, to provide for the appointment and election of the members thereof and prescribe their duties and powers, to provide for a president of said board and fix his duties and powers; and fix their compensation; to divide the county of Russell into five (5) boards of revenue districts, and abolish the court of county commissioners, and to repeal all conflicting laws general, local and special.

S. 423. To amend an act entitled an act "To create the office of assistant clerk of the inferior criminal court of Mobile county, prescribe his or her duties, fix his or her salary and provide for the method of selection for said office," approved February 15th, 1919.

S. 412. To amend section 4 of "An act to fix the compensation of circuit judges, circuit solicitors, and assistant solicitors in all circuits of the State of Alabama which circuits are composed of only one county and having two or more judges, or which circuits may hereafter have two or more judges, and to provide that a portion of such salaries be paid out of the county treasury of the counties constituting the respective circuits.

S. 465. To amend section 4 of an act entitled "An act for better construction, repairing, working and maintaining of the public roads and bridges in Sumter county," approved September 22nd, 1915.

S. 438. To authorize and direct the board of revenue of Jefferson county, Alabama, to cause to be paid out of the county treasury of Jefferson county, Alabama, stenographic fees incurred by the recess committee having under consideration local legislation for Jefferson county, Alabama.

S. 381. For the relief of Annie B. Moore.

S. 408. To amend section 13 of an act entitled an act to provide for the better construction, repairing, working, and maintaining of public roads and bridges in Talladega county, Alabama, approved March 15, 1911, and to amend said section 13 of said act as amended by act of the Legislature approved July 17, 1915, so as to make the same read as follows, to-wit:

S. 238. To provide for and regulate the use of grand and petit juries for the criminal divisions of all circuit courts of this State, holding at the county site, in all circuits which now are or may hereafter be composed of only one county and in which there are now or may hereafter be provided more than three judges, inde-

pendent of and separate and apart from the juries for the other divisions of such courts, and to regulate the transfer of juries from civil to criminal divisions thereof, and from criminal to civil divisions thereof.

S. 239. To amend section ten (10) of an act approved September 25, 1915, and entitled "An act to provide for the appointment of an official court reporter by each circuit judge in Alabama; to fix their compensation, define their duties and provide for special reporters in certain cases."

S. 448. To create a county highway commission for Cherokee county, Alabama, to be known as the Cherokee county highway commission and to provide for the appointment thereof by the governor; to invest it with full, complete and unlimited jurisdiction over the public roads, bridges and ferries in Cherokee county; to prescribe and define its powers and duties as such highway commission, and to repeal all laws and parts of laws in conflict therewith; to abolish free labor on the public roads in Cherokee county and in lieu thereof, assess public road dues on those required to perform free labor on the public roads; to authorize the commission to take charge of all the public road tools and machinery belonging to the county, and to receive all the funds now provided by the county for the use of the public roads, bridges and ferries therein; and, in addition thereto, to levy and collect special privilege license taxes for the construction and maintenance of the public roads, bridges and ferries in the county. To authorize and empower the commission to exercise all the legislative, judicial and executive authority over the public roads, bridges and ferries conferred by law on the court of county commissioners. To fix penalties for the violations of any of the provisions of this act, and for the violation of any of the rules or legislative acts of the commission.

S. 356. To make the clerk of the circuit court of Cullman county, Alabama, ex-officio clerk of the county court of said county and to define his duties and to provide for his fees and compensation.

S. 300. To prescribe the maximum limit for the principal of unpaid outstanding indebtedness against Henry county, Alabama, not to exceed at any time.

S. 100. To provide for the payment of fees, charges and commissions of county officers, and fines and forfeitures into the general fund of the county, in counties having a population of two hundred thousand or more according to the last or any subsequent Federal census.

S. 231. To provide for a judge of the county court, fix his compensation, and also fix the compensation of the sheriff for

services in such court in all counties having a population of more than 37,900 and less than 38,000 according to the Federal census of 1910 and to provide for the payment of the same.

S. 310. To fix the salary of the judge of probate of Montgomery county, Alabama, and allowance for clerical help and other expenses in said office, and to provide for payment thereof.

S. 298. To further provide for improvement and maintenance of the public roads and bridges of Henry county, Alabama, by authorizing the court of county commissioners thereof, to fix and provide payment of a per capita road tax in lieu of road and bridge service, and levy and collect a vehicle tax and to provide penalty for violations of and failures to comply with provisions created under authority of this act.

S. 99. To provide for the payment and retirement of claims against the fine and forfeiture fund in counties having a population of two hundred thousand or more according to the last or any subsequent Federal census.

W. F. Miller,
Secretary.

SIGNING OF SENATE BILLS.

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing message from the Senate.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bills, and returns same herewith to the House:

H. 381. To authorize the court of county commissioners of DeKalb county, Alabama, to levy a special tax of three-twentieths of one per cent on all taxable property in DeKalb county for the purpose of repairing and maintainnig the public roads of said county.

H. 638. To declare the public road leading from Brewton, Alabama, to Monroeville, Alabama, a part of the State highway system.

W. F. Miller,
Secretary.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

The Committee on Enrolled Bills begs to report that it has examined the following House bills:

H. 148. To provide for the election of the county superintendent of education of Morgan county, Alabama, by a direct vote of all the qualified electors of said county.

Also:

H. 579. To regulate and provide for the working, building, maintenance and upkeep of the public roads and bridges in Bibb county, Alabama, and prescribe manner and means of collecting aid raising revenue and funds for the working, building, maintenance and upkeep of the public roads and bridges of and in Bibb county, Alabama; to regulate the public road and bridge affairs of Bibb county, Alabama; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect, and the manner and means of raising or collecting such funds, and to provide for the collection of a per capita road tax and for a license tax on all vehicles including vehicles propelled by animals, electricity, gasoline or other power whatsoever to be used for the maintenance, building, upkeep and repair of such roads and bridges and for the collection thereof.

Also:

H. 617. To fix the salary of tax collectors in counties having a population of over eighty-two thousand and not exceeding one hundred thousand according to the last Federal census or any subsequent census and allowances for clerical help in said offices and to provide for payment thereof.

And finds same correctly enrolled.

B. deG. Waddell,
Acting Chairman.

SIGNING OF BILLS.

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing report of the Committee on Enrolled Bills.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your Committee on Enrolled Bills begs leave to report that it has examined the following House joint resolution:

H. J. R. 184. Relative to Lieutenant General Robert Lee Bullard.

And finds same correctly enrolled.

B. deG. Waddell,
Acting Chairman.

The above resolution, after the same had been read at length by the Clerk, was signed by the Speaker of the House.

Mr. Parker called up his motion to take the bill:

By Mr. Parker:

H. 774. To amend section 9 of an act entitled "An act to further suppress the evils of intemperance; to restrict the receipt, possession and delivery of spirituous, vinous, malted, fermented or other intoxicating or prohibited liquors and beverages, and fixing punishments and penalties," approved January 25, 1915.

From the adverse calendar and place the same upon the favorable calendar. The motion prevailed and the bill was read a second time and placed upon the favorable calendar of the House.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bill, and returns same herewith to the House:

H. 595. To create, establish and designate an additional State trunk road to be known as No. 23.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bills, and returns same herewith to the House:

H. 637. To regulate the registration and payment of claims against the fine and forfeiture fund of DeKalb county and to provide compensation therefor.

Also:

H. 770. To divide Conecuh county, Alabama, into four commissioners districts; to provide for the election of county commissioners for said county from each of such districts by the qualified electors of said districts; to provide election at which the county commissioners for said county shall be elected and to provide for and fix their term of office.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bill, and returns same herewith to the House:

H. 696. To fix the pay of grand jurors and petit jurors serving in the circuit court of Crenshaw county. To prescribe the manner of payment and to prescribe the duties of the circuit clerk and county treasurer of Crenshaw county under this act.

H. 445. To further extend the power and authority of boards of revenue of counties having a population of more than one hundred thousand people, according to the last Federal census, or according to any subsequent Federal census, and particularly to authorize and empower such boards to appropriate money or funds out of the county treasury to aid in maintaining homes or institutions for aged women.

H. 629. To amend section 1 of an act entitled "An act to designate certain public roads of the State of Alabama as State trunk roads, and to provide the manner in which said roads shall be located, improved and maintained," approved September 10, 1915.

H. 787. To establish an inferior criminal court for Jefferson county, Alabama, to define the jurisdiction and powers of said court, the judge, clerk and other officers thereof; to provide for a place of holding said court, terms and salaries of said judge and officers of said court, the manner of their appointment and election, and the payment of their salaries.

H. 449. To vacate the dedication of all streets, avenues and alleys through, over, on or across the following described property situated in the city of Birmingham, Jefferson county, Alabama, to-wit: That tract of land bounded on the north by avenue "B," or Second avenue, south, on the east by Ninth street and the right of way of the Louisville & Nashville Railroad Company, on the south by the right of way of the Louisville & Nashville Railroad Company and avenue "D," or Fourth avenue south, on the west by Seventh street.

H. 773. To authorize the court of county commissioners of the county of Conecuh in the State of Alabama to appropriate out of the funds in the treasury of said county, an amount not exceeding one hundred dollars per annum, sufficient to pay the premium for making and insuring the bond of the tax collector of said county where such bond is made and insured by a duly qualified guarantee company.

H. 463. To amend section one of an act entitled "An act to designate certain public roads of the State of Alabama as State

trunk roads and to provide the manner in which such roads shall be located, improved and maintained," approved September 10th, 1915.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bill, and returns same herewith to the House:

H. 581. To amend an act approved September 10, 1915, entitled, "An act to designate certain public roads in the State of Alabama as State trunk roads, and to provide the manner in which such roads shall be located, improved and maintained," and the several acts amendatory thereof.

W. F. Miller,
Secretary.

SPECIAL ORDER.

The House proceeded to the consideration of the special order which was the bill:

H. 98. To submit to the qualified electors of the State at a special election to be held on February 5, 1920, for their consideration, an amendment to the Constitution of Alabama, in substance and to the effect that certain persons who served in the military or naval service of the United States for a period of not less than six months between the first day of January, 1917, and the eleventh day of November, 1919, shall be perpetually exempted from the payment of all poll taxes.

Mr. Jones of Montgomery offered the following substitute for the bill:

A BILL

To be entitled an act to submit to the qualified voters of Alabama, at a special election to be held ninety days after the final adjournment of the Legislature of Alabama and upon the call of the governor, for their consideration an amendment to the Constitution of Alabama in substance and to the effect that certain persons who served in the military or naval service of the United States for a period of not less than four months between January 1, 1917, and November 11, 1918, shall be exempted from the payment of all poll taxes until September 30, 1919.

Be it enacted by the Legislature of Alabama:

Sec. 1. That the following amendment to the Constitution of Alabama is hereby proposed to be submitted to the qualified

voters of Alabama for their consideration as hereinafter provided, viz.:

Sec. 194 $\frac{1}{2}$. (a) The payment of the poll tax mentioned in the Constitution of Alabama shall not be required of any person who served in the military or naval service of the United States for a period of not less than four months between January 1, 1917, and November 11, 1918, and who has been or who may be honorably discharged from said service and who was a qualified elector, except as to payment of poll taxes, at the time he entered said service, or who has since become such qualified elector, except as to payment of poll taxes. Any such person is exempted from the payment of all poll taxes until September 30, 1919. (b) Certificates of exemption from payment of such poll taxes shall be issued to persons entitled thereto under regulations prescribed by the governor.

Sec. 2. It shall be the duty of the governor to fix the date of said election and to give notice by proclamation to be published in one newspaper in each county at least eight successive weeks next preceding said election on the amendment proposed by this act to be submitted to the qualified voters of the State for their ratification or rejection.

Sec. 3. That at said election, to be held as herein provided, the qualified electors shall vote upon the said amendment, and on the official ballot prepared for such election there shall be printed the substance of said proposed amendment as follows: Amendment exempting certain honorably discharged soldiers who served in the military or naval service of the United States for at least four months between January 1, 1917, and November 11, 1918, from all poll taxes until September 30, 1919. And also, thereafter, the words Yes, No. The choice of the elector shall be indicated by a cross mark made by him or under his direction opposite the word expressing his desire, and before said amendment shall be printed on said ballot the following words: Shall the following amendment be adopted as section 194 $\frac{1}{2}$ of the Constitution of Alabama?

Sec. 4. That the officers holding the said election shall be the same and shall be appointed in the same manner and by the same officials as provided by the election laws of the State, and the election shall be held in all respects in accordance with the law governing general elections and with the constitutional provisions concerning amendments to the Constitution; and the votes cast at said election shall be counted, canvassed and returns made thereof to the secretary of State in the same manner as in elections for representatives to the Legislature. The result of said election shall be made known by proclamation of the governor,

and if a majority of all the qualified electors who voted at said election upon the proposed amendment shall have voted Yes, said amendment, from date of said proclamation, shall be valid to all intents and purposes as a part of the Constitution of Alabama and as a section thereof.

Mr. Orr offered the following amendment to the substitute:

"Amend substitute by striking out figures 1919 wherever they appear in the same and by inserting in lieu thereof the figures 1923."

Pending the further consideration of the bill, H. 98, together with the substitute and amendment, Mr. Murphree, chairman of the Conference Committee on the disagreement of the two houses on the Senate amendment to the bill, H. 383, to provide for the general revenue of the State of Alabama, made the following report to the House:

Montgomery, Ala., August 29, 1919.

To the Senate and House of Representatives:

We your committee on the revenue bill, H. 383, beg leave to report that we have been unable to reach any agreement in conference on this bill.

W. E. Butler,

M. L. Leith,

A. A. Griffith,

Committee on the part of the Senate.

S. A. Lynn,

W. T. Murphree,

A. Benners,

Committee on the part of the House.

Mr. Merritt (Mr. Lynne presiding) moved that the House concur in the Senate amendment to the bill, said Senate amendment being set out in full in the Journal of the thirty-eighth legislative day.

RECESS.

On motion of Mr. Long of Butler the House recessed until 3 o'clock P. M.

AFTERNOON SESSION.

The hour of three o'clock having arrived the House reconvened.

RESOLUTION.

The following resolution was introduced.

By Mr. Dickson:

H. R. 208. Resolved, that House bills, 420 and 441, be made

special, paramount orders for the forty-second legislative day immediately after reading of Journals.

And the resolution was referred to the Rules Committee.

UNFINISHED BUSINESS.

The House proceeded to the consideration of the unfinished business, which was the motion of Mr. Merritt, that the House concur in the Senate amendment to the bill, H. 383. To provide for the general revenue of the State of Alabama.

ADJOURNMENT.

The hour of 6:40 having arrived, on motion of Mr. Tunstall, the House adjourned until tomorrow morning at 10 o'clock.

FORTY-SECOND DAY.

House of Representatives,
Wednesday, September 3rd, 1919.

The House met pursuant to adjournment.

ROLL CALL.

On a call of the roll of the House the following members answered to their names:

Messrs:			
Mr. Speaker	Cliett	Hale	Milford
Adams	Cobbs	Hardaway	Mitchell
Albright	Collins	Hare	Moorer
Alexander	Crump	Hawkins	Murphree
Allen	Dansby	Hollis	McLeod
Andrews	Deese	Holmes (Baldwin)	Oakley
Arnold	Dickson	Howle	Oliver
Austin	Dodson	Ingram	Orr
Baker	Dunaway	Jones (Escambia)	Parker
Barganier	Edwards (Dallas)	Jones (Montgomery)	Pittman
Benners	Edwards (Pike)	Johnson	Preston
Blunt	Ellis (Bullock)	Lawson	Ross
Bracken	Ellis (Elmore)	Lee (Butler)	Russell
Brindley	Faulk	Lee (Perry)	Salter
Burks	Gilbert	Lewis	Seale
Burns	Graham (Autauga)	Long (Butler)	Shaw
Calvert	Graham (Clarke)	Long (Sumter)	Sherrod
Carnley	Griffin	Longshore	Simpson
Christian	Guy	Lynne	Smith
Christopher	Hall (Henry)	Mathews (Clarke)	Sparks
Clayton	Hall (Marion)	Matthews (Wilcox)	Stewart

Stoddard
Tompkins
Trammell

Truss
Tunstall
Van de Graff

Waddell
Whorton
Williams

Wilson
Woodard

—95

A quorum was present.

LEAVE OF ABSENCE.

Was granted to Messrs. Jordon and Jones of Marengo indefinitely.

REPORT OF COMMITTEE ON REVISION OF THE JOURNAL

Mr. Speaker:

We, your Committee on the Revision of the Journal, beg leave to report that we have examined the Journal for the forty-first day and find the same to be correct.

W. G. Allen,
Acting Chairman.

The report of the committee was concurred in and adopted and the Journal for the forty-first day was approved.

UNFINISHED BUSINESS.

The House proceeded to the consideration of the unfinished business, which was the motion of Mr. Merritt that the House concur in the Senate amendment to the bill:

H. 383. To provide for the general revenue of the State of Alabama.

Mr. Merritt asked unanimous consent to withdraw his motion. Consent was granted and a further conference on the disagreement of the two Houses on the Senate amendment to the bill:

H. 383. To provide for the general revenue of the State of Alabama, was requested.

RESOLUTIONS.

The following resolutions were introduced:

By Mr. Holmes of Baldwin:

H. R. 209. Resolved, that House bill 766, "To regulate the manufacture, sale and shipment of insecticides and fungicides in the State of Alabama and to provide means and penalties therefor, and to regulate the disposition of the same," be and the same is hereby made a paramount continuing order on the forty-fourth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Holmes of Baldwin:

H. R. 210. Resolved, that House bill 767 "To establish and create the Alabama horticultural society for the promotion and development of fruit growing within the State of Alabama and to define its powers and duties," be and the same is hereby made a paramount, continuing special order on the forty-fourth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. McLeod:

H. R. 211. Resolved, that House bill 128 (with substitute) "to amend chapter 230 of the Code of Alabama, of 1907, relating to hotels and inn-keepers; and to include therein regulation of cafe, restaurants and eating places," be and the same is hereby made a paramount, continuing, special order on the forty-fourth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Baker:

H. R. 212. Be it resolved by the House, that the following be adopted as a special rule for the consideration of H. 742: Debate on H. 742 and amendments thereto shall be limited to one hour, one-half of the time to be controlled by the gentleman from Jefferson, Mr. Ross, and one-half by the gentleman from Jefferson, Mr. Benners, and at the end of one hour the House shall proceed to vote upon the bill and amendments thereto.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Parker:

H. R. 213. Resolved, that H. 774, to amend prohibition law, be made a special order for the forty-fourth day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Andrews:

H. R. 214. Resolved, that Senate bill 539, relating to the practice of dentistry, be made a special order for the forty-fifth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Clayton:

H. R. 215. Resolved, that H. 725, relative to tying cows across public roads, be made a special, paramount and continuing order for the forty-fourth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Waddell:

H. R. 216. Be it resolved by the House, that House bill No. 974 be made a special, paramount and continuing order for the forty-third legislative day. Said bill relates to the suppression of diseases and parasites among cattle, horses, mules, asses and hogs, etc., and requiring all railroad cars in which animals are transported in Alabama, from points within the quarantined area as defined by the U. S. Department of Agriculture or by the live stock sanitary board, to be cleaned and disinfected.

And the rules were suspended and the resolution was adopted.

By Mr. Hawkins:

H. 217. Resolved by the House, that H. 935 be made a special order for the forty-fourth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Shaw:

H. R. 218. Resolved, that House bills 677, 678, 679, and 680 relating to qualifications of electors be made special, continuing, paramount orders for the forty-third legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Van de Graff:

H. R. 219. Be it resolved by the House of Representatives, that Senate bill No. 523 (relating to divorce for abandonment) be made a special, continuing and paramount order for the forty-second legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Faulk:

H. R. 220. Resolved by this House, that we meet tonight at 8:30 o'clock for considering local bills, bills of a local nature and such other bills as are consented to by members concerned.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Truss:

H. R. 221. Resolved, that Senate bill No. 134 be taken up on the forty-third legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Dickson:

H. R. 222. Resolved, that House bill No. 442 be made a special, paramount order for the forty-third legislative day immediately after the revision of the journal.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Cobbs:

H. R. 223. Resolved, that House bill 877 as to payment by counties to officers for serving process from juvenile courts, and House bill 878 relating to duties of county treasurers, be made special, continuing orders for the forty-third legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. McLeod:

H. R. 224. Be it resolved by the House, that S. 361, relating to the regulation of nurses, be made a special, paramount and continuing order for the forty-fourth day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Russell:

H. R. 225. Resolved, that House bill No. 584 be made a special, continuing order of business by the House for the forty-fourth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Deese:

H. R. 226. Resolved by this House, that Senate bill 380 be given a special, paramount and continuing order for the forty-fifth legislative day.

And the resolution was referred to the Standing Committee on Rules.

BILLS REPORTED FAVORABLY.

Mr. Arnold, chairman of the Standing Committee on Public Roads and Highways, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 952. To amend an act approved Sept. 10th, 1915, entitled "An act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained," by adding an additional road thereto.

H. 965. To amend an act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained, enacted by the Legislature of Alabama, approved September 10th, 1915.

H. 968. To repeal an act to provide for the better construction, repairing, working, and maintaining of public roads and bridgess in Clay county, Alabama, approved April 8th, 1911.

H. 998. To provide for the establishment, change and discontinuance of public roads in this State.

H. 993. To create and designate an additional trunk road, extending from the town of Heflin in Cleburne county east to the Georgia state line along the public road now laid out and forming a part of what is known as the Bankhead highway, and to confer upon said road all of the rights and privileges now extended to trunk roads in this State.

H. 995. To provide for the construction, care, maintenance, and improvement of the public roads of Franklin county, to provide funds, regulations, penalties, and officers to insure such construction, care, maintenance, and improvement; to provide a county superintendent of roads, prescribe his qualifications, method of selection, term of office, salary, duties, powers; to prescribe in general the records to be kept by said superintendent; to provide that the court of county revenue shall have full powers over the road system; to provide beat supervisors, sections overseers, and other persons to carry out said work on the road system of the county; to prescribe the duties of individuals and corporations in regard to the enforcement of said road law.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report:

H. 976. To amend an act to establish an inferior court in precincts 15 and 20 in Calhoun county, Alabama, in lieu of all justices of the peace and notaries public, with powers of justice of the peace in said precincts, and to define the jurisdiction and powers of said courts and the judge thereof, to provide for the execution of the process of said court and the operation thereof, to regulate the rendition of judgments by default, to provide for the election, term of office, qualifications and compensation of the officers of said court, and the mode of their selection, and to abolish the office of justice of the peace and notary public, with power of justice of the peace in said precincts. Approved August 25th, 1915.

Mr. Arnold, chairman of the Standing Committee on Public Roads and Highways, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with amendment:

S. 535 (with amendment). To provide for the construction, maintenance and control of the public roads and bridges of all counties in the State of Alabama having a population of not less than 27,155, and not more than 27,200 by the last or any succeeding Federal census; to further define the duties of the courts of county commissioners, or like governing bodies, of all such counties; to provide for the levy and collection of a vehicle license tax; to provide for the levy and collection of a per capita road tax in commutation of road duty; and to regulate the performance of road duty in such counties by the citizens thereof.

Mr. Arnold, chairman of the Standing Committee on Public Roads and Highways, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

S. 516. To repeal an act entitled "An act to provide a better system of public roads for Chambers county."

S. 497. To provide for the election of county road engineers in counties having a population of not less than eighty thousand, nor more than eighty-two thousand, according to the Federal census of 1910, and to fix their duties and compensation.

S. 449. To designate a certain road a State trunk road in Cherokee county, Alabama.

H. 964. To amend an act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained, enacted by the Legislature of Alabama, approved September 10th, 1915.

H. 936. To amend section 1 of an act entitled an act "To designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained," approved September 10, 1915.

H. 949. To designate a certain public road of Alabama as a State trunk road, and to provide the manner in which said road shall be located, improved and maintained.

Mr. Arnold, chairman of the Standing Committee on Public Roads and Highways, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with amendment:

H. 750. To designate a part of the Alabama State trunk highway, beginning on the Mississippi state line, where the Amory and Smithville road crossed the state line, thence across the State of Alabama, to the city of Attalla, intersecting the highway to Gadsden, Rome, Georgia, and Cedartown, Georgia, as a State trunk highway, and to provide that the said State trunk highway, created by the provisions of this act, shall receive such benefits as other State trunk highways heretofore established.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 878. To amend section 211 of the Code of Alabama down through subdivisions 1 and 2 thereof.

H. 877. Allowing costs and fees to officers for the service of process from juvenile courts and for feeding prisoners committed by or held for or under such courts.

H. 642. To amend an act entitled an act "To provide for the hiring, management, control and inspection of county convicts, approved November 30, 1907.

Mr. Lynne, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report:

H. 1030. To prescribe and regulate the payment of certain claims registered against the fine and forfeiture funds of St. Clair county, when there are such funds in the hands of the county treasurer or any bank or individual who are discharging the duties of county treasurer and to give notice to such persons there are funds in the hands of such treasurer for the payment of claims by publication in county newspaper for two weeks.

The above and foregoing bills were severally read a second time and placed on the calendar.

INTRODUCTION OF BILLS.

On a call of counties bills were introduced, severally read one time and referred to appropriate standing committees as follows:
By Mr. Sparks:

H. 1031. To authorize the secretary of State to purchase six hundred and fifty copies of Seay's "Amendments to the Constitution of Alabama (1901) Compiled and Annotated," for distribution as provided by this act.

Judiciary.

By Mr. Matthews of Clarke:

H. 1032. To repeal an act "To provide for the appointment of a commission to make a study of the public school system of Alabama and to make an appropriation therefor," approved February 6, 1919.

Education.

By Mr. Arnold:

H. 1033. To require the superintendent, manager, intern, or other person in control or in charge of hospitals, and physicians, treating injured persons, to report to the chief of police and sheriff, any and all injured persons coming into such hospital, in counties having a population of two hundred thousand or more, according to the last Federal census, or any future Federal census, and to fix penalties for the violation thereof.

Public Health.

By Mr. Jones of Montgomery:

H. 1034. To regulate the sales of certain agricultural seeds in the State of Alabama, to fix the terms and conditions of such sales; and to require every person selling such seeds in said State; to obtain a license as a seeds-dealer and to pay a certain fee therefor; to require a purity and germination test of all such seeds by the commissioner of agriculture before sale thereof in said State; to delegate to the commissioner of agriculture certain duties and powers relative to the inspection and test of such seeds and the enforcement of this act; to prescribe certain penalties for the violation of the provisions of this act; to make certain annual appropriations for the enforcement of its provisions and objects and to repeal all other laws in conflict with this act.

Agriculture.

By Mr. Jones of Montgomery:

H. 1035. To amend section 3793 of the Code of 1907.

Revision of Laws.

By Mr. Lynne:

H. 1036. To provide for the sale of the printed and bound volumes of the reports of the decisions of the supreme court of Alabama.

Judiciary.

By Mr. Lynne:

H. 1037. To provide for the sale of the printed and bound volumes of the reports of the decisions of the court of appeals of Alabama.

Judiciary.

By Mr. Brindley (with notice and proof):

H. 1038. To repeal an act entitled "An act to authorize and

empower the Decatur Land Company, a corporation, to list certain of its lands to tax assessor of Morgan county in acreage," approved December 13, 1900.

Local Legislation.

Notice and Proof H. 1038:

NOTICE.

is hereby given that the following bill in substance will be introduced in the Legislature of Alabama at the present July session, and effort will be made to secure its passage, to-wit:

AN ACT

An act to repeal an act entitled "An act to authorize and empower the Decatur Land Company, a corporation, to list certain lands to tax assessor of Morgan county in acreage," approved December 13, 1900.

Sec. 1. Be it enacted by the Legislature of Alabama: That the act of the General Assembly of Alabama entitled an act to authorize and empower the Decatur Land Company, a corporation, to list certain of its lands to the tax assessor of Morgan county in acreage. Approved December 13, 1900.

Be and the same is hereby repealed.

State of Alabama, }
Morgan County. }

Before me, the undersigned authority, personally appeared M. D. Wiggins, who being first duly sworn, doth depose and say:

That he is manager of the Hartselle Enterprise, a weekly newspaper of general circulation, published in Hartselle, Morgan county, Alabama, and that the notice, copy of which is hereto attached, was published in the issues of said paper of date July 24, July 31, Aug. 7, and Aug. 14, 1919; that each of said issues of said paper were regularly issued and mailed to the subscribers of said paper at Hartselle, in Morgan County, Alabama.

M. D. Wiggins.

Subscribed and sworn to before me, this August 28th, 1919.

Italyne Hardwick,
Notary Public.

By Mr. Waddell (with notice and proof):

H. 1039. To repeal an act entitled an act to provide for the construction, repairing, working and maintaining of the public roads of Russell county, Alabama, and to provide for the levying of a tax for the same and for punishing road defaulters, approved September 26th, 1903, Local Acts, 1903, page 355, et sequitor.

Revision of Laws.

Notice and Proof H. 1039:

NOTICE.

"Notice is hereby given of the intention to apply to the present session of the Legislature of Alabama to repeal an act entitled an act to provide for the construction, repairing, working and maintaining of the public roads of Russell county, and to provide for the levying of a tax for the same and for punishing road defaulters."

Approved September 26, 1903, Local Acts 1903, page 355 et sequitor.

State of Alabama, }
 Russell County. }

Before me, Mildred Minter, a notary public in and for said county and State, personally appeared W. H. Chadwick, known to me to be the publisher of The Russell Register, a newspaper published in Russell county, Alabama, who being by me first duly sworn on oath says that the attached notice of the intention to apply at the present session of the Legislature of Alabama to repeal an act entitled an act to provide for the construction, repairing, working and maintaining of the public roads of Russell county, Alabama, and to provide for the levying of a tax for the same, and for punishing road defaulters, approved September 26th, 1903, Local Acts 1903, page 355, et sequiter, was published in said newspaper for four consecutive times, to-wit: July 25th, 1919. August 1st. August 8th, and August 15th, 1919.

W. H. Chadwick.

Sworn to and subscribed before me this 1st day of September, 1919.

Mildred Minter,

Notary Public, Russell County, Ala.

By Mr. Longshore:

H. 1040. To authorize and direct the sheriffs of all counties having a population of not less than 26,940 nor more than 27,000 according to the last Federal census or any subsequent census, to employ a janitor to keep the jail and grounds of said jails in a cleanly and sanitary condition; and to authorize and direct the boards of revenue or commissioners court of said counties to pay the monthly salaries of said janitors by warrants issued therefor by the said boards of revenue or like governing bodies.

Revision of Laws.

By Mr. Seale (with notice and proof):

H. 1041. To vacate and annul the street or alley in the town of Livingston, Alabama, leading from the Wetmore Lane, near the residence of Marcellus Speight, by the residence formally owned by Mrs. Matilda Greene, and intersecting with the street leading from the Livingston and Gainesville road, to the Hopkins place, also the street of alley leading from the Livingston and Gainesville road in the direction of the colored Baptist church, and lying between the campus of the Alabama Normal College and the property formally owned by Miss Julia Tutwiler, and known as the "Twin Gables."

Local Legislation.

Notice and Proof H. 1041:

NOTICE.

Notice is hereby given that a bill will be introduced in the Legislature of Alabama, the substance of which is as follows:

A bill to be entitled an act to vacate and annul the street or alley in the town of Livingston, Alabama, leading from the Wetmore Lane, near the residence of Marcellus Speight, by the residence formerly owned by Mrs. Matilda Green, and intersecting with the street leading from the

Livingston and Gainesville road to the Hopkins place, also the street or alley leading from the Livingston and Gainesville road in the direction of the colored Baptist church, and lying between the campus of the Alabama Normal College and the property formerly owned by Miss Julia Tutwiler, and known as the "Twin Gables."

Section 1. Be it enacted by the Legislature of Alabama, That the street or alley in the town of Livingston, Alabama, leading from the Wetmore Lane near the Marcellus Speight place by the residence formerly owned by Mrs. Matilda Green, and intersecting with street or alley leading from the Livingston and Gainesville road to the Hopkins place, also that street or alley leading from the Livingston and Gainesville road in the direction of the colored Baptist church and lying between the campus of the Alabama Normal College and the property formerly owned by Miss Julia Tutwiler and known as the "Twin Gables," be and the same are hereby annulled, vacated and abolished as a public street, public highway or alley respectfully, and all parts thereof, and the same shall forever cease to be a public highway, public street or alley and is hereby extinguished and annulled.

State of Alabama, }
Sumter County. }

Personally appeared before me, Thos. F. Seale, a notary public, in and for said county and State, W. H. Lawrence, who being by me first duly sworn, deposes and says:

That he is editor and publisher of "Our Southern Home," a newspaper published in said county and State, and that notice is a true copy of which is hereto attached, was published in said paper for four consecutive weeks.

W. H. Lawrence.

Sworn to and subscribed before me this the 1st day of September, 1919.

Thos. F. Seale,
Notary Public.

By Mr. Sparks:

H. 1042. To further provide for and regulate the duties of the courts of county commissioners, or boards of revenue, in the purchase and preparation of food supplies for feeding prisoners under charge, or under conviction, of any indictable offense, confined in the county jails over which they have jurisdiction, and in making provision out of the county treasury for suitable food, clothing, lodging, medicine, and medical attention, for such of the convicts sentenced to jail, with or without hard labor for the county, as are not let to hire, under the provisions of article 5, chapter 191, of the criminal code of Alabama, and in the employment of such convicts, sentenced to hard labor, for the county, as are ordered to labor on the public works of the county, and to further regulate and make provision for the reception, and safekeeping and feeding of convicts while being conveyed to the penitentiary, and to further regulate the accounting and payment for feeding prisoners in the county jails.

Judiciary.

By Mr. Sparks:

H. 1043. To further provide for and regulate the safekeeping, care and custody of prisoners in jail, and to provide for the

hygiene, sanitation, cleanliness, healthfulness, management and security of all jails including town and city jails, in towns and cities having a population of less than ten thousand, and to further prescribe and define the duties of the State prison inspector, and to provide for the compensation of deputy jailors, watchmen or guards in certain cases and under certain conditions.

Judiciary.

By Mr. Collins (with notice and proof):

H. 1044. For the relief of W. J. Richardson, sheriff of Pickens county, Alabama, to pay him the sum of \$177.07 due him by the State of Alabama, for extraordinary expenses incurred in the extradition of Charley Carpenter from Muskogee, Oklahoma, under authority from the governor of Alabama dated Dec. 16, 1918.

Ways, Means and Appropriations.

Notice and Proof H. 1044:

NOTICE.

Notice is hereby given that the following bill will be introduced in the present session of the Legislature of Alabama:

AN ACT

To be entitled an act for the relief of W. J. Richardson, sheriff of Pickens county, Alabama, to pay him the sum of \$177.07 due him by the State of Alabama for extraordinary expenses incurred in the extradition of Charley Carpenter from Muskogee, Oklahoma, under authority from the governor of Alabama dated December 16, 1918.

Whereas, the governor of Alabama did on the 16th day of December, 1918, issue extradition papers authorizing W. J. Richardson, as agent of the State of Alabama, to deliver Charley Carpenter, a fugitive from justice, from the State of Oklahoma, and deliver him in the county jail of Pickens county; and whereas the said W. J. Richardson went to the city of Muskogee, Oklahoma, where the said Charley Carpenter was being detailed and after securing the executive warrant from the governor of Oklahoma for his delivery was compelled to wait twenty-eight days and employ attorneys to represent the State of Alabama in various courts wherein the said Charley Carpenter sought release, and incur many other items of expense not commonly incurred in such cases; and where as a cost bill for the same was duly presented to the State of Alabama for denied on the ground that the same could not be allowed under the statute authorizing pay in such cases that the entire expense incurred amounted to \$440.72, that the State of Alabama paid \$236.65, leaving a balance of \$177.07 due, therefore.

Section 1. Be it enacted by the Legislature of Alabama, that the State of Alabama owes W. J. Richardson the sum of \$177.07.

Section 2. Be it further enacted that the auditor be, and he is, hereby required to draw a warrant of the State treasurer of the State of Alabama, in favor of the said W. J. Richardson for the said amount of \$177.07 payable out of any money in the State treasury not otherwise appropriated.

The State of Alabama, }
Pickens County. }

Before me, Jack M. Pratt, a notary public in and for said State and county, personally appeared Ben I. Rapport, who being first duly sworn,

deposes and says: That he is editor and manager of the Pickens County Herald, a weekly newspaper published in Carrollton, Pickens county, Alabama, and states that the notice hereto attached appeared for four consecutive weeks in said papers on to-wit: the 26th day of June, 3rd day of July, and 10th day of July, 1919, and July 17th, 1919.

Ben I. Rapport.

Sworn to and subscribed before me this the 6th day of August, 1919.

Jack M. Pratt,
Notary Public.

By Mr. Stoddard:

H. 1045. To divide the State of Alabama into ten congressional districts.

Revision of Laws.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 548. To amend section 5869 of the Code of Alabama of 1907.

Also:

S. 508. To authorize and empower cities and towns of the State of Alabama having any streets paved with other material than macadam, when deemed necessary by the governing bodies of such cities and towns, to resurface or add to the surface of such paving without removing the entire wearing surface of the existing pavement; and to assess the cost thereof against the abutting property.

Also:

S. 461. To designate a certain public road of Alabama as a State trunk road, and to provide the means by which such State trunk road shall be improved and maintained.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:

Judiciary: S. 548.

Municipal Organization: S. 508.

Public Roads and Highways: S. 461.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 531. To prescribe the various classes of stock that may be issued by corporations, to declare the rights, powers and limitations of the holders of the same, and to prescribe the methods of authorizing the issue thereof, and to provide a remedy against any unauthorized or illegal issue thereof heretofore or hereafter made, and a statute of limitations barring that or any other remedy against the same.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee as follows:

Corporations: S. 531.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bill, and returns same herewith to the House:

H. 485. To amend an act entitled an act to designate certain public roads of the State of Alabama as State trunk roads, and to provide the manner in which such roads shall be located, improved and maintained.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 559. To provide for the expense of this session of the Legislature.

S. 395. To change the amount, or fix the amount, of the salary or compensation to be paid to the county treasurer of any county of the State, having a population of eighty thousand or over according to the last or any succeeding Federal census; to provide the method and manner of its payment; and to repeal all laws or parts of laws, general, local, or special, in conflict with this act.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one

time and referred to appropriate standing committees as follows:

Ways, Means and Appropriations: S. 559.

Judiciary: S. 395.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and as amended has passed the following House bill:

H. 714. To prohibit live stock from running at large in all counties in Alabama having a population of not less than twenty-four thousand six hundred and fifty (24,650) nor more than twenty-four thousand seven hundred (24,700) according to the Federal census of 1910; to provide for the enforcement of the provisions of this act; to fix penalties for the violation of the provisions of this act, and to repeal all laws and parts of laws in conflict herewith.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Pittman, the House concurred in the Senate amendment to the bill, H. 714, said Senate amendment being as follows:

Amend caption of House bill 714 by adding immediately after the figures "1910" where the said figures occur in said caption, the words "or any subsequent Federal census."

Amend section 1 of House bill number 714, by changing the period at the end of said section to a comma and adding the words: "or any subsequent Federal census."

Yeas, 76; Nays, 1.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Harrison	Long (Sumter)
Adams	Collins	Hawkins	Longshore
Albright	Crump	Hollis	Lynne
Alexander	Deese	Holmes (Baldwin)	Mathews (Clarke)
Allen	Dickson	Holmes (Elmore)	Matthews (Wilcox)
Andrews	Dodson	Howle	Milford
Barganier	Dunaway	Ingram	Mitchell
Blunt	Edwards (Pike)	Jones (Escambia)	Murphree
Brindley	Ellis (Bullock)	Jones (Montgomery)	McLeod
Burks	Gilbert	Johnson	Oliver
Burns	Graham (Clarke)	Lawson	Parker
Calvert	Griffin	Lee (Butler)	Pittman
Carnley	Hall (Henry)	Lee (Perry)	Preston
Christopher	Hall (Marion)	Lewis	Reynolds
Cliett	Hale	Long (Butler)	Ross

Russell
Salter
Seale
Shaw

Sherrod
Simpson
Smith
Sparks

Stewart
Stoddard
Trammell
Van de Graff

Whorton
Williams
Wilson
Woodard

—76

Nays:

Mr. Waddell—1.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 383. To provide for the election of a county solicitor for Monroe county, to define his duties and fix his compensation.

S. 529. To propose and submit to the qualified electors of the State of Alabama at an election to be held on the first Monday after the expiration of three months from and after the final adjournment of the present Legislature, at which this amendment is proposed, any amendment to the Constitution of Alabama whereby the city of Anniston may levy and collect a rate of taxation on the property situated therein not exceeding in the aggregate in any one year of one and one-half per centum of the value of such property as assessed in the manner provided by the Constitution and the statutes now or hereafter enacted pursuant to the Constitution; provided, however, that the total rate of taxation levied by such municipal corporations shall not in any one year exceed one per centum per annum, unless the rate in excess thereof has been submitted to and authorized by an election by the qualified electors of such municipal corporation at elections to be held from time to time for such purposes and to provide for such elections.

S. 573. To confer additional criminal jurisdiction on inferior courts or courts established in lieu of justices of the peace by whatsoever name called, on which courts criminal jurisdiction is now by law conferred, in counties having a population of over one hundred and fifty thousand, according to the last or any subsequent Federal census.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:

Judiciary: S. 383, S. 573.

Municipal Organization: S. 529.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and as amended has passed the following House bill:

H. 12. To amend an act entitled "An act to amend section 3317 of the Code of Alabama, 1907. Relates to the publication of receipts and disbursements, by counties," approved September 25, 1915.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Baker, the House non-concurred in the Senate amendment to the bill, H. 12, said Senate amendment being as follows:

"Amend the bill by striking out section 2."

And asked for a committee of conference. The Speaker named as a committee of conference on part of the House, Messrs. Baker and Matthews of Clarke.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and as amended has passed the following House bill:

H. 712. To provide for the consolidation of adjacent or contiguous cities having each a population between four thousand and six thousand five hundred, according to the last preceding official and published Federal census, and to provide for the organization and officers of such consolidated city.

H. 753. To fix the compensation of grand and petit jurymen in counties having a population of not less than 80,000 nor more than 82,000, according to the last Federal census.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Lynne, the House nonconcurrent in the Senate amendment to the bill, H. 712, said Senate amendment being as follows:

Section two: That when petitions from each of said cities signed by ten per cent of the number of qualified voters in each of said cities shall be presented to the judge of probate of the county in which said cities are located within a period of ten

days, he shall, within five days from and after the presentation of the last petition, order an election to be held in each of said cities for the purpose of submitting the question of the consolidating of the said cities to the qualified voters in each of said cities; provided, however, that no election can be held under authority of this act unless held within ninety days from and after the approval of this act; and, provided further, that if an election is held under the authority of this act within said time, and if, at said election, a majority of the qualified voters in either of said cities shall vote against consolidation of said cities, the judge of probate shall so declare and publish that said cities did not consolidate at said election, and shall dismiss all of said petitions, and all proceedings referring thereto; and provided further, that if, at any election held on the question of consolidation under authority of this act, a majority of the qualified voters in either of said cities vote against consolidation, that no subsequent election can be held until one year after the date of the last preceding election on said question, and not then unless a majority of the qualified voters of each of said cities petition the judge of probate for said election.

And asked for a committee of conference. The Speaker named as a committee of conference on part of the House, Messrs. Lynne, Sparks and Tompkins.

On motion of Mr. Russell, the House concurred in and adopted the Senate amendment to the bill, H. 753, said Senate amendment being as follows:

Amend H. 753 by adding the words "or any subsequent Federal census" after the words "last Federal census" where they appear in the caption and body.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Johnson	Salter
Adams	Crump	Lawson	Seale
Albright	Dodson	Lewis	Shaw
Allen	Dunaway	Longshore	Simpson
Arnold	Faulk	Lynne	Smith
Austin	Gilbert	Milford	Sparks
Baker	Griffin	Mitchell	Stoddard
Benners	Guy	Murphree	Tompkins
Blunt	Hale	McLeod	Trammell
Bracken	Hardaway	Oliver	Truss
Brindley	Hare	Orr	Tunstall
Calvert	Hollis	Parker	Waddell
Carnley	Howe	Pittman	Whorton
Clayton	Ingram	Preston	Wilson
Cliett	Jones (Montgomery)	Ross	Woodard

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill:

S. 440. To abolish the office of registrar of voters and electors in each county of the State, and to confer upon the register in chancery of each county all the power and authority now vested in the registrar relative to the registration of electors and voters, and to provide that all persons may register at any time during the year except as hereinafter provided, upon application to the register in chancery, if he be otherwise a qualified elector under the Constitution and laws of Alabama, and to provide for the payment of the fee to the register in chancery for each person registered, to be paid out of the county treasury upon certificate to such effect, signed by the register in chancery, and upon warrant drawn by the president of the board of revenue, or the chairman of the court of county commissioners.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee as follows:

Privileges and Elections: S. 440.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill:

S. 526. To provide for the appointment of deputy circuit solicitors in all circuits of this State having more than five circuit judges, or which circuits may hereafter have more than five circuit judges, to fix their compensation and to provide the way and manner of paying the same.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee as follows:

Judiciary: S. 526.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has nonconcurrent in the House amendment to the bill:

S. 399. To fix the salary of the several judges of the court of appeals.

And requests a committee of conference.

Conferees on the part of the Senate, Messrs. Evins and Craft.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Brindley the House acceded to the request of a conference committee on the disagreement of the two houses, on the House amendment to the bill, S. 399.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill:

S. 515. To amend section 3860 of the civil code of Alabama so as to authorize and provide the procedure for suits by the State of Alabama for the condemnation of lands for public uses.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee as follows:

Revision of Laws: S. 515.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill:

S. 490. To close and abandon certain described portions of certain streets, avenues, alleys, etc., in the city of Sheffield, county of Colbert and State of Alabama, and certain wharves, docks, landing places and other public places within the said city of Sheffield, county of Colbert and the State of Alabama.

(With notice and proof thereto attached and herewith exhibited as follows:)

NOTICE OF PROPOSED LOCAL LAW.

Notice is hereby given, as required by section 106 of the Constitution of the State of Alabama, that at the present session of the Legislature of the State of Alabama, a bill will be introduced and passed as follows:

A BILL

To be entitled an act to close and abandon certain described portions of certain streets, avenues, alleys, etc., in the city of Sheffield, county of Colbert and State of Alabama, and certain wharves, docks, landing places and other public places within the said city of Sheffield, county of Colbert and the State of Alabama.

Be it enacted by the Legislature of Alabama:

Section 1. That the following streets, avenues, alleys, wharves, docks, landing places and other public places and portions of streets, avenues, wharves, docks, landing places and other public places in Sheffield, Alabama, all being comprised within the boundaries of U. S. Nitrate Plant No. 1, be and the same are hereby closed, vacated and abandoned as streets, avenues, alleys, wharves, docks, landing places or other public places of said city:

First street—All.

The unnumbered street dividing blocks 491 and 568—All.

Second street—All.

Unnumbered street dividing blocks 492, 545 and 569—All.

Third street—All.

Unnumbered street dividing blocks 493, 518, 546 and 570—All.

Fourth street—All.

The unnumbered street dividing blocks 494, 519, 547, 571—All.

Fifth Street—All.

The unnumbered street dividing blocks 495, 520, 548, 572 and 590—All.

That portion of Sixth street between the center of the unnumbered avenue lying between 18th avenue and 17th avenue and the tract designated on the Treveres' map of Sheffield as "Landing."

The unnumbered street dividing blocks 496, 521, 549, and also the southwest half of the same unnumbered street where it divides blocks 573 and 591.

That portion of Seventh street lying between the center line of the unnumbered avenue lying between 17th and 18th avenues and 22nd avenue.

The unnumbered street dividing blocks 497, 522, and 550.

That portion of Eighth street lying between the center line of an unnumbered avenue lying between 17th and 18th avenues and 22nd avenue.

That portion of the unnumbered street dividing blocks 498 and 523 lying between 19th avenue and the Lady Ensley Furnace tract.

That portion of Ninth street lying between the center line of the unnumbered avenue between 17th and 18th avenues and 20th avenue.

The unnumbered street dividing block 499.

That portion of Tenth street lying between the center line of the unnumbered avenue between 17th and 18th avenues and the Lady Ensley Furnace Tract.

That portion of the unnumbered street dividing blocks 500 and 525 lying between 19th avenue and the Lady Ensley Furnace tract.

That portion of eleventh avenue from the center line of the unnumbered avenue between Seventeenth and Eighteenth avenues and the Lady Ensley Furnace tract.

The northeast half of that part of the unnumbered street running from Railroad avenue to 18th avenue, which lies adjacent to lot 4 in block 411-A

and adjacent to Block 400-B; also all of the same street lying between blocks 439 and 440-A, and also the unnumbered street dividing blocks 501, 526 and 554.

The Northeast half of that portion of 12th street which lies between a line parallel to the northwest side of block 412-B and 31 feet, 1½ inches southeast therefrom, extended to cut 12th street, and a line parallel to 17th avenue and dividing block 412-A into two equal parts, likewise extended to cut 12th street, together with the remainder of 12th street from its intersection with the line last defined to 22nd avenue.

The unnumbered street dividing blocks 502, 527 and 555.

That portion of Thirteenth street described as follows: Commencing at a point found by projecting a line parallel with the northwestern boundary line of block 412-B and 31 feet 1½ inches southeast thereof, across said Thirteenth street; thence to the northernmost corner of lot 13 in block 555-B.

The unnumbered street dividing block 503.

The unnumbered street lying between blocks 503, 504, 474, 475, 442 and 444.

That portion of Fourteenth street lying between block 413 and a line commencing at the intersection of the center line of 17th avenue with the center line of 14th street and extending along the center of 14th street and parallel to the eastern boundary line of block 413, to a point where a line drawn through block 412-B parallel to the northwestern boundary of said block 412-B and 31 feet and 1½ inches southeast thereof intersects the center line of said street.

The southwest one-half of that part of fifteenth street lying between blocks 444 and 445 and 475 and 476, being that half of said street lying next to said blocks 444 and 475.

That portion of the unnumbered avenue lying between Sixteenth avenue and Seventeenth avenue, from block 402 to Memphis & Charleston Railroad shops. Also that portion of the same unnumbered avenue lying between the center line of Twelfth street and block 413.

That portion of Seventeenth avenue from the corporate limits to the Memphis & Charleston Railroad shops and from the center line of the unnumbered street lying between Eleventh and Twelfth streets to the center line of Fourteenth street, and the northwest half of that portion of said Seventeenth avenue lying between the center line of Fourteenth street and the center line of Fifteenth street.

That portion of the unnumbered avenue lying between Seventeenth and Eighteenth avenues described as follows: Commencing at block 430; thence northeasterly to the point where the center line of said avenue is intersected by a line drawn along the northeast boundary of block 433-B, and extended to the center of said avenue; and from that point the northwest ½ of said unnumbered avenue, being that half of said avenue lying next to blocks 433-A, 434, 435, 436, 437, 438 and 439, including in the portion closed the ground covered by the intersecting streets; and also that part of said unnumbered avenue from the center line of the unnumbered street lying between 11th and 12th streets to block 443.

All that portion of Eighteenth avenue from the corporate limits to the center line of Fifteenth street.

The unnumbered avenue lying between Eighteenth and Nineteenth avenues from Second street to Fourteenth street.

Nineteenth avenue from the corporate limits to Fifteenth street.

Twentieth avenue from the corporate limits to Fourteenth street.

Twenty-first avenue from the corporate limits to a line parallel to Eighth Street and connecting the center line of Twenty-second avenue with

the westernmost corner of the Lady Ensley Furnace tract, and that portion of the same avenue from the Lady Ensley Furnace tract to the northeast projection of the northern boundary of block 528.

Twenty-second avenue from the corporate limits to the center line of the unnumbered street lying between Sixth and Seventh streets; and also that portion of the southwest half of Twenty-second avenue lying next to blocks 549-B, 550 and 551-A, up to a point where a line parallel with Eighth street dawn from the westernmost corner of the Lady Ensley Furnace tract to Twenty-second avenue intersects the center line of Twenty-second avenue.

Also Twenty-third avenue from the tract marked on the Treveres' map of Sheffield as "Landing" to the center line on the unnumbered street lying between Sixth and Seventh streets.

That portion of the tract or parcel or piece of land designated on said Treveres' map as "Landing" from the mouth of Spring Creek to a line projected across said tract, being the center line of the unnumbered street lying between Sixth and Seventh streets projected to the Tennessee river at low water mark.

Also that piece, parcel or tract of land shown on said Treveres' map of Sheffield, Alabama, to extend from lot 5 in block 517 along the right bank of Spring Creek to lot 15 in block 568-A.

Section 2. Be it further enacted: That all laws or parts of laws in conflict with this act be, and the same are hereby repealed.

The State of Alabama, }
Colbert County. }

Personally appeared before me, the undersigned justice of the peace, Frank N. Julian, who being duly sworn deposes and says that he is the editor of the Sheffield Standard, a weekly newspaper published in the city of Sheffield, county of Colbert, State of Alabama, and that the advertisement hereto attached entitled, "Notice of Proposed Local Law," was duly published in the said Sheffield Standard for four consecutive weeks, to-wit: July 18th, July 25th, August 1st and August 8th, 1919.

Frank N. Julian,
Editor Sheffield Standard.

Sworn to and subscribed before me this 9th day of August, 1919.

Peter Schant,
Justice of the Peace.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee as follows:

Local Legislation: S. 490.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill:

S. 382. To regulate and provide for the military forces of the State of Alabama, and to promote its efficiency; to prescribe

rules, regulations and means for its organization, armament, equipment, discipline, control and supervision; to provide for its maintenance, support and upkeep; to provide means for the enforcement of this act; and to fix penalties and punishments for the violation of this act.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee as follows:

Military: S. 382.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 322. To appropriate the sum of four hundred and twenty-five dollars for the relief of the Rev. J. E. Deer of Escambia county, Alabama, for services rendered as chaplain at State convict camps.

Also:

S. 409. To authorize the admissability of parole evidence in the trial of causes involving violations of the stock law.

Also:

S. 453. To authorize the extension of the corporate existence of banking corporations organized under or chartered by any special act of the Legislature and to provide the method of making such extension.

Also:

S. 525. To regulate and define the power and jurisdiction of constables in all counties in the State of Alabama having a population of 200,000 or more, according to the last or any future Federal census.

Also:

S. 533. To authorize and require boards of revenue or courts of county commissioners in all counties of this State having a population of more than 150,000, according to the last or any succeeding Federal census to provide each circuit judge with an adequate number of law books.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committees as follows:

Ways, Means and Appropriations: S. 322.

Judiciary: S. 409, S. 533.

Banking and Insurance: S. 453.

Local Legislation: S. 525.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and as amended has passed the following House bill:

H. 534. To abolish the county court of Coosa county, and the offices pertaining thereto.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Parker, the House concurred in the Senate amendment to the bill, H. 534, said Senate amendment being as follows:

Amend the caption of H. 534 by adding thereto the following words:

"And provide for the disposition and trial of all cases which may be pending before said county court."

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker
Adams
Albright
Allen
Andrews
Arnold
Baker
Benners
Blunt
Bracken
Burks
Burns
Calvert
Carnley
Christian

Clayton
Collins
Dansby
Deese
Dickson
Dodson
Dunaway
Faulk
Fletcher
Gilbert
Griffin
Guy
Hale
Hare
Hawkins

Hollis
Howle
Ingram
Johnson
Lawson
Lewis
Longshore
Lynne
Milford
Moorer
Murphree
McLeod
Oakley
Orr
Parker

Preston
Ross
Seale
Shaw
Simpson
Smith
Sparks
Stewart
Tompkins
Truss
Tunstall
Waddell
Whorton
Williams
Woodard

MESSAGE FROM THE GOVERNOR.

Gentlemen of the House of Representatives:

I am herewith returning House bill No. 486 without my approval because the notice and proof required by the Constitution, section 106, is not complied with, in this respect that, whereas, the said section of the Constitution prohibits the enactment of any special, private or local law "unless notice of the intention to apply therefor shall have been published, without cost to the State, in the county or counties where the matter or thing to be affected may be situated, which notice shall state the substance of the proposed law and be published at least once a week for four consecutive weeks in some newspaper published in such county or counties;"

The affidavit supporting said notice states that the publication was made in the Southern Aegis, a newspaper published at Ashville, Alabama, and "that the hereto attached notice of a bill was published in his paper for six weeks before the date of this affidavit." (Sworn to and subscribed to April 3, 1919.) There is nothing to show whether the Southern Aegis is a weekly or daily newspaper, nor that the notice was published consecutively for any number of weeks, nor that it was published once a week in each week, for four consecutive weeks, as prescribed by section 106.

Respectfully,
Thos. E. Kilby,
Governor.

September 2, 1919.

On motion of Mr. Crump the House sustained the governor's veto to the bill, H. 486.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cliett	Howle	Robertson
Adams	Cobbs	Johnson	Ross
Albright	Collins	Lawson	Salter
Allen	Crump	Lewis	Seale
Arnold	Dodson	Longshore	Sherrrod
Austin	Dunaway	Lynne	Smith
Baker	Faulk	Milford	Sparks
Benners	Gilbert	Moorer	Stewart
Blunt	Griffin	McDonald	Tompkins
Bracken	Guy	Oakley	Truss
Brindley	Hale	Orr	Tunstall
Burns	Hardaway	Parker	Waddell
Calvert	Hare	Pittman	Whorton
Carnley	Hawkins	Preston	Wilson
Clayton	Hollis	Reynolds	

—60

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following joint resolution:

By Mr. Evins:

S. J. R. 126. Rejecting a proposed amendment to the Constitution of the United States of America.

Whereas, both houses of the sixty-sixth Congress of the United States of America by a constitutional majority of two-thirds thereof made the following proposition to amend the Constitution of the United States of America, in the following words, to-wit:

"Section 1. The right of citizens of the United States to vote shall not be denied or abridged by the United States or by any State on account of sex.

"Section 2. The Congress shall have power, by appropriate legislation, to enforce the provisions of said act."

Therefore, be it resolved by the Legislature of the State of Alabama:

Section 1. That the said proposed amendment to the Constitution of the United States of America be, and the same is, hereby rejected by the Legislature of the State of Alabama.

Section 2. That certified copies of this preamble and joint resolution be forwarded forthwith by the governor of this State to the Secretary of State at Washington, to the presiding officer of the United States Senate, and to the Speaker of the House of Representatives of the United States.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate joint resolution set out in the above and foregoing Senate message was read one time and referred to the Standing Committee on Rules.

NOTICE IN WRITING.

I now give notice that on the end of five days, that I will move to take up resolution of Senate to reject amendment to Federal Constitution. This is done in compliance with the rules of the House.

A. M. Tunstall.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has re-considered the vote by which it on yesterday nonconcurred in the House amendment to the bill:

S. 399. To fix the salary of the several judges of the court of appeals.

And requested a committee of conference.

And the Senate then concurred in the House amendment to said bill.

W. F. Miller,
Secretary.

SENATE MESSAGE.

Mr. Brindley moved to reconsider the vote by which the House acceded to the request of the Senate for a conference committee on the disagreement of the two houses on the House amendment to the bill, S. 399. The motion prevailed.

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate has passed the following House bills and returns same herewith to the House:

. 701. To amend section 1 of an act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained, approved August 10th, 1915.

Also:

H. 476. To fix the salary of the mayor of cities and towns of more than ten thousand and less than twenty-five thousand population, in counties of more than one hundred thousand population, according to the last Federal or State census, or according to any succeeding Federal or State census.

Also:

H. 786. To amend section 16 of an act entitled, "An act to further prescribe and regulate the qualifications, number, designation, duties and powers of the circuit judges of the State and to provide for their election and appointment," approved September 25, 1915.

Also:

H. 478. To prohibit goats from running at large in precinct 9 of Jefferson county, Alabama, and to prescribe the jurisdiction and a penalty for the violation thereof.

Also:

H. 659. To establish an additional State trunk road, or State aid road running from Hamilton, thence to the Illinois Central Railroad crossing at Wiginton, by way of Jackson military road, as the same now runs.

And has amended as therein shown and as amended has passed:

H. 743. To vacate, close and annul as a public highway or street, that portion of 25th street, which lies between the northwest sides of 7th alley and the southwest side of 8th avenue.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Ross, the House concurred in the Senate amendment to the bill, H. 743, said Senate amendment being as follows:

Amend the caption of said bill so as to read as follows:

"A bill to be entitled an act "To vacate, close and annul as a public highway or street, that portion of 25th street which lies between the northwest side of 7th alley and the southeast side of 8th avenue.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Johnson	Salter
Adams	Crump	Lawson	Seale
Albright	Deese	Lewis	Shaw
Allen	Dodson	Longshore	Sherrod
Andrews	Dunaway	Lynne	Smith
Arnold	Faulk	Milford	Sparks
Baker	Fletcher	Mitchell	Stewart
Benners	Gilbert	Murphree	Stoddard
Blunt	Griffin	McLeod	Trammell
Burks	Guy	Oakley	Truss
Burns	Hale	Orr	Tunstall
Carnley	Hare	Parker	Waddell
Christian	Hawkins	Pittman	Whorton
Clayton	Hollis	Preston	Wilson
Cliett	Howle	Ross	Woodard

—60

REPORT OF COMMITTEE ON ALABAMA TRAINING SCHOOL FOR GIRLS.

To the Senate and House of Representatives of Alabama:

We, your committee, to investigate and make report on the Alabama Training School for Girls seventeen miles east of Birmingham, beg to make the following report:

On August 18 your committee visited this institution. It is located on a beautiful pike road. We were shown every courtesy on arriving at the Home; were met by Mrs. S. D. Weakley, Mrs. Amigh, matron, and Dr. Dowling, County Health Officer of Jefferson county, who gave us all the information asked for and all courtesies that could be shown.

We found forty-eight inmates in the institution, who seemed to be satisfied and at home. It was about the noon hour and all were preparing and eating dinner and seemed not to be disturbed by our presence. The State owns this very valuable property of some six hundred acres of land. We were told that more than one hundred thousand dollars had been spent on improvements on the property, which we have no reason to doubt after having seen the buildings and general improvements. There is great good to be accomplished in the working out of this institution's plans.

We would recommend that as much as fifty thousand dollars be appropriated for buildings and general improvements to be used as the trustees would see fit to use it for, and twenty-five thousand dollars in addition for

the buying and taking care of milch cows, and the building of green houses and flower gardens, and the appropriation of twenty-five or thirty dollars per capita for each inmate and the general expenses of upkeep. Also would recommend that the farm land not in use by the institution be leased or rented to some one. Also would recommend that land not needed be sold and the proceeds used in the maintenance and upkeep.

This institution could be run with a view to accomplish its main purposes; namely, the taking care and reforming of wayward or fallen girls, but should be made self-sustaining as far as possible. Cows should be had to furnish sufficient butter and milk to run the institution, and after giving the matter careful consideration, we would recommend that green houses and flower gardens should be provided, which would give employment to the girls; when they are not in school, this being the kind of work that girls naturally love to do and will cause them to be satisfied and forget themselves. Birmingham will furnish a splendid market for the products at a good profit, and the girls will be taught the growing and the sale of flowers, which will be an education and business combined, and will furnish a trade and position when they leave the institution. We would further recommend that the name of the institution be changed so that it would not be confused in the minds of the public with any other institution doing different work in the State. Also would recommend that no girl under twelve years of age be put in this institution, and that every girl entering this school should be accompanied by a certificate from some reputable designated doctor, giving the age, history of the person and health condition, with such recommendation as he would feel justified in offering in the person entering this institution.

Watt T. Brown,
On part of the Senate.
J. D. Truss,
S. W. Hawkins,
On part of the House.

REPORT OF COMMITTEE ON MERCY HOME AND INDUSTRIAL SCHOOL.

To the Senate and House of Representatives of Alabama:

We, your committee appointed to investigate and report on the Mercy Home and Industrial School for Girls, at Birmingham, beg to make the following report:

On August 18, we visited this institution and found Mrs. Cory and Mrs. Jordan, the superintendent, in charge. They showed us all the courtesy that could be, and carried us through the building, which is well kept. We found thirty-two girls in this institution who were busy doing ironing and general house work. All seemed to be happy and proud of their home and surroundings. The entire building, sleeping rooms, dining and cook room, yard, and general surroundings have an air of industry and refinement and any parent could feel satisfied about their children under these influences. They do gardening, poultry raising, and have a well-kept flower yard.

We would recommend that this school be supported liberally and money appropriated in keeping with the bills that already have been introduced in the Legislature. We would recommend that the alms house property that joins be purchased, if it could be, and made part of this institution. There is a splendid work being done at this school and a splendid future is before it.

We would also recommend that the name be so changed that there will not be any confusion in the minds of the public between the work of the

Alabama Training School for Girls, which is altogether a different class institution, taking girls who have not become wayward and in a different class, but who might become so by being left homeless by death of parents or deserted, and by other unfortunate circumstances, would be left helpless and dependent. Every child in this school should be accompanied by a certificate from some one with authority, stating that the child was the proper one to be in this institution and save duplication from other schools.

S. W. Hawkins,
On part of the House.
J. D. Truss,
Watt T. Brown,
On part of the Senate.

The above reports were ordered spread upon the Journal.

UNFINISHED BUSINESS.

The House proceeded to the consideration of the unfinished business, which was the bill:

H. 98. To submit to the qualified electors of the State at a special election to be held on February 5, 1920, for their consideration, an amendment to the Constitution of Alabama, in substance and to the effect that certain persons who served in the military or naval service of the United States for a period of not less than six months between the first day of January, 1917, and the eleventh day of November, 1919, shall be perpetually exempted from the payment of all poll taxes.

The question was upon the adoption of the amendment to the substitute offered by Mr. Orr, and the amendment offered by Mr. Orr was adopted. The substitute offered by Mr. Jones of Montgomery as amended by the amendment of Mr. Orr was adopted.

Yeas, 79; Nays, 11.

Yeas:

Messrs:

Mr. Speaker	Christopher	Griffin	Lee (Perry)
Alexander	Clayton	Guy	Long (Butler)
Allen	Cliett	Hall (Henry)	Long (Sumter)
Andrews	Cobbs	Hall (Marion)	Longshore
Arnold	Collins	Hale	Mathews (Clarke)
Baker	Crump	Hardaway	Mathews (Wilcox)
Barganier	Dansby	Harrison	Milford
Benners	Deese	Hawkins	Mitchell
Blunt	Dickson	Hollis	Murphree
Bracken	Dodson	Holmes (Baldwin)	McDonald
Brindley	Edwards (Dallas)	Holmes (Elmore)	McLeod
Burks	Edwards (Pike)	Howle	Oakley
Burns	Ellis (Bullock)	Jones (Escambia)	Oliver
Calvert	Faulk	Jones (Montgomery)	Orr
Carnley	Gilbert	Lawson	Parker
Christian	Graham (Autauga)	Lee (Butler)	Pittman

Reynolds	Seale	Stewart	Waddell
Ross	Shaw	Tompkins	Williams
Russell	Sherrod	Truss	Woodard
Salter	Smith	Tunstall	

—79

Nays:

Messrs:

Albright	Ingram	Preston	Trammell
Dunaway	Johnson	Simpson	Van de Graff
Graham (Clarke)	Lynne	Sparks	

—11

And the bill,

H. 98. To submit to the qualified electors of the State at a special election to be held on February 5, 1920, for their consideration, an amendment to the Constitution of Alabama, in substance and to the effect that certain persons who served in the military or naval service of the United States for a period of not less than six months between the first day of January, 1917, and the eleventh day of November, 1919, shall be perpetually exempted from the payment of all poll taxes.

As amended was read a third time at length and passed.

Yeas, 76; Nays, 11.

Yeas:

Messrs:

Mr. Speaker	Collins	Hollis	Parker
Alexander	Crump	Holmes (Baldwin)	Pittman
Allen	Dansby	Holmes (Elmore)	Preston
Andrews	Deese	Jones (Escambia)	Reynolds
Arnold	Dickson	Jones (Montgomery)	Ross
Baker	Dodson	Lawson	Russell
Barganier	Edwards (Pike)	Lee (Butler)	Salter
Benners	Ellis (Bullock)	Lee (Perry)	Seale
Blunt	Ellis (Elmore)	Long (Butler)	Shaw
Brindley	Faulk	Long (Sumter)	Sherrod
Burks	Gilbert	Longshore	Smith
Burns	Graham (Autauga)	Mathews (Clarke)	Stewart
Calvert	Guy	Milford	Tompkins
Carnley	Hall (Henry)	Mitchell	Truss
Christian	Hall (Marion)	McDonald	Tunstall
Christopher	Hale	McLeod	Waddell
Clayton	Hardaway	Oakley	Whorton
Cliett	Harrison	Oliver	Williams
Cobbs	Hawkins	Orr	Wilson

—76

Nays:

Messrs:

Albright	Ingram	Matthews (Wilcox)	Trammell
Dunaway	Johnson	Simpson	Van de Graff
Graham (Clarke)	Lynne	Sparks	

—11

On motion of Mr. Jones of Montgomery the bill, H. 98, was sent to the Senate without engrossment.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The President and presiding officer of the Senate having signed the following Senate bill, your signature thereto is requested:

S. 443. To amend sections 2 and 3 of an act entitled "An act to establish a board of revenue for Shelby county, and to abolish the court of county commissioners thereof," passed at the session of 1911, being in Local Acts of Alabama, page 154, said amendment making the president and members of said board elective by the qualified voters of said county, and fixing the term of office of said president and members of said board and the time of their election and providing that in case of a vacancy in the office of president or a member of said board, and providing further that the president and members of the board now holding office shall hold their said office until their successors are elected and qualified under the provisions of this act.

S. 399. To fix the salary of the several judges of the court of appeals.

S. 205. To regulate fraternal beneficiary societies, orders or associations.

W. F. Miller,
Secretary.

SIGNING OF SENATE BILLS.

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing message from the Senate.

REPORT OF COMMITTEE ON ENROLLED BILLS.

The Committee on Enrolled Bills begs to report that it has examined the following House bills:

H. 381. To authorize the court of county commissioners of DeKalb county, Alabama, to levy a special tax of three-twentieths of one per cent on all taxable property in DeKalb county for the purpose of repairing and maintaining the public roads of said county.

Also:

H. 638. To declare the public road leading from Brewton, Alabama, to Monroeville, Alabama, a part of the State highway system.

Also:

H. 756. To authorize cities of Alabama which may have as many as twenty-five thousand and less than fifty thousand of inhabitants according to the last Federal census, or which may hereafter have such population according to any Federal census hereafter taken, to ratify, confirm and legalize grants, rights, contracts, agreements, undertakings and payments having relation to the military operations of the United States, whether the property involved, either real or personal, is situated within or without the limits of such cities; and to deal with, dispose of, conserve, manage and preserve such property.

Also:

H. 208. To amend an act approved September 25, 1915, entitled "An act to provide for the appointment of an official court reporter by each circuit judge in Alabama; to fix their compensation, define their duties and provide for special reporters in certain cases."

Also:

H. 445. To further extend the power and authority of boards of revenue of counties having a population of more than one hundred thousand people, according to the last Federal census, or according to any subsequent Federal census, and particularly to authorize and empower such boards to appropriate money or funds out of the county treasury to aid in maintaining homes or institutions for aged women.

Also:

H. 449. To vacate the dedication of all streets, avenues and alleys through, over, on or across the following described property situated in the city of Birmingham, Jefferson county, Alabama, to-wit: That tract of land bounded on the north by avenue "B," or Second avenue, south, on the east by Ninth street and the right of way of the Louisville & Nashville Railroad company, on the south by the right of way of the Louisville & Nashville Railroad company and avenue "D," or Fourth avenue, south, on the west by Seventh street.

Also:

H. 463. To amend section one of an act entitled "An act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained," approved September 10th, 1915.

Also:

H. 581. To amend an act approved September 10, 1915, entitled, "An act to designate certain public roads in the State of Alabama as State trunk roads, and to provide the manner in

which such roads shall be located, improved and maintained," and the several acts amendatory thereof.

Also:

H. 595. To create, establish and designate an additional State trunk road to be known as No. 23.

Also:

H. 629. To amend section 1 of an act entitled "An act to designate certain public roads of the State of Alabama as State trunk roads, and to provide the manner in which said roads shall be located, improved and maintained," approved September 10, 1915.

Also:

H. 637. To regulate the registration and payment of claims against the fine and forfeiture fund of DeKalb county and to provide compensation therefor.

Also:

H. 696. To fix the pay of grand jurors and petit jurors serving in the circuit court of Crenshaw county. To prescribe the manner of payment and to prescribe the duties of the circuit clerk and county treasurer of Crenshaw county under this act.

Also:

H. 770. To divide Conecuh county, Alabama, into four commissioners districts; to provide for the election of county commissioners for said county from each of such districts by the qualified electors of said districts; to provide elections at which the county commissioners for said county shall be elected and to provide for and fix their term of office.

Also:

H. 773. To authorize the court of county commissioners of the county of Conecuh in the State of Alabama to appropriate out of the funds in the treasury of said county, an amount not exceeding one hundred dollars per annum, sufficient to pay the premium for making and insuring the bond of the tax collector of said county where such bond is made and insured by a duly qualified guarantee company.

And finds same correctly enrolled.

B. deG. Waddell,
Acting Chairman.

SIGNING OF BILLS.

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are

set out in the above and foregoing report of the Committee on Enrolled Bills.

SPECIAL ORDER.

The House proceeded to the consideration of the special order, which was the bill:

H. 742. To propose and submit to the qualified electors of the State of Alabama at an election to be held on the day of the first general election occurring in this State after the expiration of three months from and after the final adjournment of the present session of the Legislature at which this amendment is proposed, an amendment to the Constitution of the State of Alabama creating and establishing out of a part of the territory now included in the county of Jefferson a new county, which new county shall be called Pettus.

Mr. Ross offered the following amendment to the bill:

Amend House bill 742 as follows:

By striking out of section one thereof the following words where they occur together therein: "thence north four miles to the southeast corner of section 15, township 17, range 4 west; thence west one mile to the southwest corner of said section 15; thence north one mile to the northwest corner of said section 15; thence west two miles to the southwest corner of section 8, township 17, range 4 west; thence north two miles to the township line dividing townships 16 and 17; thence west along said township line to its intersection with the line between the counties of Walker and Jefferson," and by inserting in lieu of that part of section 1, so struck out, the following: "thence north three miles to the southeast corner of section 22, township 17, range 4 west; thence west two miles to the southeast corner of section 20, township 17, range 4 west; thence north one mile to the northeast corner of said section 20; thence due west to the line between the counties of Walker and Jefferson."

Also amend said section 1 by adding at the end thereof the following, "that upon the creation of Pettus county as in this amendment provided that part of the Jefferson county trunk sewer system, including septic tanks and purification plants, that is located within said Pettus county, shall become and be the joint property of said counties of Jefferson and Pettus, and shall be under the joint control of the board of revenue of Jefferson county and the court of county commissioners of Pettus county, and the expense of upkeep, repair, management, enlargement and operation of said sewer system, including said septic tanks and purification plants, shall be borne jointly by said two coun-

ties, each contributing thereto in proportion to the assessed taxable values for the year in which such expense is incurred; that the bonded and other public debts of the county of Jefferson, as they exist at the time of the ratification of this amendment, shall be assumed and paid by the said two counties in proportion to the assessed taxable values of the respective counties; that the amendment to the Constitution of Alabama, authorizing the Legislature to provide salaries as compensation for the officers of Jefferson county in lieu of fees, shall apply to Pettus county just as it applies to Jefferson."

RECESS.

Pending the further consideration of the bill and amendment, on motion of Mr. Ross, the House recessed until 2:30 P. M.

AFTERNOON SESSION.

The hour of 2:30 having arrived the House reconvened.

UNFINISHED BUSINESS.

The House proceeded to the consideration of the unfinished business which was the bill:

H. 742. To propose and submit to the qualified electors of the State of Alabama at an election to be held on the day of the first general election occurring in this State after the expiration of three months from and after the final adjournment of the present session of the Legislature at which this amendment is proposed, an amendment to the Constitution of the State of Alabama creating and establishing out of a part of the territory now included in the county of Jefferson a new county, which new county shall be called Pettus.

The question was upon the adoption of the amendment offered by Mr. Ross and the amendment was adopted.

Yeas, 53; Nays, 27.

Yeas:

Messrs:

Mr. Speaker	Brindley	Deese	Hall (Henry)
Albright	Burns	Edwards (Pike)	Hall (Marion)
Alexander	Calvert	Ellis (Elmore)	Hale
Andrews	Carnley	Gilbert	Harrison
Baker	Collins	Graham (Clarke)	Hollis
Barganier	Crump	Griffin	Holmes (Baldwin)
Bracken	Dansby	Guy	Howle

Ingram	Mitchell	Preston	Smith
Jones (Marengo)	Murphree	Ross	Stewart
Johnson	McDonald	Russell	Whorton
Longshore	McLeod	Salter	Williams
Lynne	Orr	Shaw	Wilson
Matthews (Wilcox)	Pittman	Simpson	Woodard
Milford			

—53

*Nays:**Messrs:*

Adams	Dickson	Lawson	Stoddard
Arnold	Edwards (Dallas)	Lee (Perry)	Tompkins
Benners	Graham (Autauga)	Long (Sumter)	Truss
Burks	Hardaway	Mathews (Clarke)	Tunstall
Christian	Hawkins	Parker	Van de Graff
Clayton	Holmes (Elmore)	Seale	Waddell
Cliett	Jones (Montgomery)	Sherrod	

—27

And the bill:

H. 742. To propose and submit to the qualified electors of the State of Alabama at an election to be held on the day of the first three months from and after the final adjournment of the present session of the Legislature at which this amendment is proposed, an amendment to the Constitution of the State of Alabama creating and establishing out of a part of the territory now included in the county of Jefferson a new county, which new county shall be called Pettus.

As amended, was read a third time at length and lost.

Yeas, 52; Nays, 36.

*Yeas:**Messrs:*

Mr. Speaker	Dodson	Ingram	Orr
Albright	Edwards (Pike)	Jones (Escambia)	Pittman
Andrews	Ellis (Elmore)	Johnson	Preston
Barganier	Gilbert	Lawson	Ross
Blunt	Graham (Clarke)	Lewis	Salter
Brindley	Griffin	Longshore	Shaw
Burns	Guy	Lynne	Simpson
Calvert	Hall (Henry)	Matthews (Wilcox)	Smith
Carnley	Hall (Marion)	Milford	Stewart
Christopher	Harrison	Mitchell	Trammell
Collins	Hollis	McDonald	Williams
Dansby	Holmes (Baldwin)	McLeod	Wilson
Deese	Howle	Oakley	Woodard

—52

*Nays:**Messrs:*

Adams	Burks	Dickson	Hardaway
Alexander	Christian	Dunaway	Hawkins
Allen	Clayton	Edwards (Dallas)	Holmes (Elmore)
Arnold	Cliett	Graham (Autauga)	Jones (Montgomery)
Benners	Cobbs	Hale	Lee (Perry)

Long (Butler)	Oliver	Sherrod	Tunstall
Long (Sumter)	Parker	Sparks	Van de Graff
Mathews (Clarke)	Russell	Tompkins	Waddell
Murphree	Seale	Truss	Whorton

—36

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate accedes to the request of the House for a further conference on the disagreement of the two houses on the Senate amendment to the bill:

H. 383. To provide for the general revenue of the State of Alabama.

And the President of the Senate appointed as conferees on the part of the Senate, Messrs. Acker, Evins and Moore.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Speaker named as a Committee of Conference on part of the House on the disagreement of the two houses on the Senate amendment to the bill, H. 383, To provide for the general revenue of the State of Alabama, Messrs. Murphree, Dickson and Arnold.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following joint resolution:

By Mr. Acker:

S. J. R. 132. Resolved by the Senate, the House concurring, that when the Legislature adjourns today, it adjourn to meet again on Friday, September 5th, 1919, at 10:00 A. M.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Tunstall the House concurred in and adopted the S. J. R., which is set out in the above and foregoing message from the Senate.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your Committee on Enrolled Bills begs leave to report that it has examined the following House bills:

H. 476. To fix the salary of the mayor of cities and towns of more than ten thousand and less than twenty-five thousand population, in counties of more than one hundred thousand population, according to the last Federal or State census, or according to any succeeding Federal or State census.

Also:

H. 478. To prohibit goats from running at large in precinct 9 of Jefferson county, Alabama, and to prescribe the jurisdiction and a penalty for the violation thereof.

Also:

H. 485. To amend an act entitled an act to designate certain public roads of the State of Alabama as State trunk roads, and to provide the manner in which such roads shall be located, improved and maintained.

Also:

H. 534. To abolish the county court of Coosa county, and the offices pertaining thereto, and provide for the disposition and trial of all cases which may be pending before said county court.

Also:

H. 659. To establish an additional State trunk road, or State aid road, running from Hamilton, thence to the Illinois Central Railroad crossing at Wiginton, by way of Jackson Military Road, as the same now runs.

Also:

H. 701. To amend section 1 of an act, to designate certain public roads of the State of Alabama, as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained, approved August 10th, 1915.

Also:

H. 743. To vacate, close and annul as a public highway or street that portion of 25th street which lies between the north-west side of 7th alley and the southeast side of 8th avenue.

Also:

H. 753. To fix the compensation of grand and petit jurymen in counties having a population of not less than 80,000 nor more than 82,000, according to the last Federal census, or any subsequent Federal census.

Also:

H. 786. To amend section 16 of an act entitled, "An act to further prescribe and regulate the qualifications, number, designation, duties and powers of the circuit judges of the State and to provide for their election and appointment," approved September 25, 1915.

And find same correctly enrolled.

B. deG. Waddell,
Acting Chairman.

SIGNING OF BILLS.

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing report of the Committee on Enrolled Bills.

MESSAGE FROM THE GOVERNOR.

To the Gentlemen of the House of Representatives:

I am directed by the governor to hand you herewith his message concerning House bill No. 687.

Respectfully,
W. A. Darden,
Secretary to the Governor.

Sept. 3, 1919.

GOVERNOR'S MESSAGE.

In re House Bill 687.

To the Gentlemen of the House of Representatives:

I return herewith House bill 687, providing for the conservation of oyster reefs, without my approval.

I recommend that section 19 be stricken therefrom, inasmuch as it provides for a special appropriation of \$30.00 a month for a stenographer or secretary of the department of conservation. If any such special service is needed it can be provided for under existing law and regulations.

With the elimination of the said section, I shall approve the bill.

Respectfully,
Thos. E. Kilby,
Governor.

Sept. 3, 1919.

On motion of Mr. Holmes of Baldwin the House concurred in and adopted the amendment proposed by the governor to the bill, H. 687, said governor's amendment being set out in the above and foregoing governor's message.

Yeas, 87; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Brindley	Dansby	Graham (Clarke)
Adams	Burks	Deese	Guy
Albright	Burns	Dickson	Hall (Henry)
Alexander	Calvert	Dodson	Hall (Marion)
Allen	Carnley	Dunaway	Hale
Andrews	Christian	Edwards (Dallas)	Hardaway
Arnold	Christopher	Edwards (Pike)	Harrison
Baker	Clayton	Ellis (Bullock)	Hawkins
Barganier	Cliett	Ellis (Elmore)	Hollis
Benners	Cobbs	Faulk	Holmes (Baldwin)
Blunt	Collins	Gilbert	Holmes (Elmore)
Bracken	Crump	Graham (Autauga)	Howle

Ingram	Matthews (Wilcox)	Preston	Stewart
Jones (Escambia)	Mitchell	Ross	Stoddard
Johnson	Murphree	Russell	Trammell
Lawson	McDonald	Salter	Truss
Lewis	McLeod	Seale	Van de Graff
Long (Butler)	Oakley	Shaw	Whorton
Long (Sumter)	Oliver	Sherrod	Williams
Longshore	Orr	Simpson	Wilson
Lynne	Parker	Smith	Woodard
Mathews (Clarke)	Pittman	Sparks	

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted the amendment proposed by his excellency, the governor, to the bill:

H. 687. To conserve and save from depletion the public oyster reefs of Alabama, and to further regulate the taking of oysters from the public reefs of the State, and for the protection of and extension of such reefs, and the development of the oyster industry, to declare such oysters the property of the State and to prescribe the condition under which such title may be divested, and such oysters become articles of commerce, to provide for the payment of a license and tax by those catching, selling, or transporting the same, the rules of evidence on the trials of those violating the provisions of this act, who may try such cases, provide penalties for the violation of this act, and that all expenses incurred in carrying the provisions of same into effect shall be paid out of the oyster fund.

By a vote of a majority of the whole number elected to the Senate, said vote being 24 ayes and no nays.

And returns same herewith to the House.

W. F. Miller,
Secretary.

BILL ON THIRD READING.

S. 496. To extend the term of office in all cities, having commission form of government, of the commissioner to be elected in the year 1919, having a population of not less than 50,500, nor more than 100,000, according to the last Federal census, and to provide for an election at the end of the term as extended.

Was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker

Adams

Albright

Allen

Andrews

Arnold

Austin

Baker

Benners

Blunt

Bracken

Burks

Burns	Gilbert	Milford	Seale
Calvert	Griffin	Mitchell	Shaw
Carnley	Guy	Moorer	Sherrod
Christian	Hale	McDonald	Smith
Clayton	Hardaway	McLeod	Sparks
Cliett	Hare	Oakley	Stoddard
Cobbs	Hawkins	Orr	Tompkins
Collins	Hollis	Parker	Truss
Dansby	Howle	Pittman	Tunstall
Deese	Ingram	Preston	Waddell
Dodson	Johnson	Ross	Whorton
Dunaway	Lawson	Russell	Williams
Faulk	Lewis	Salter	Wilson
Fletcher	Lynne		

—66

MESSAGE FROM THE SENATE.

Mr. Speaker:

The President and presiding officer of the Senate having signed the following Senate bill, your signature thereto is requested:

S. 496. To extend the term of office in all cities, having commission form of government, of the commissioner to be elected in the year 1919, having a population of not less than 50,500, nor more than 100,000, according to the last Federal census, and to provide for an election at the end of the term as extended.

W. F. Miller,
Secretary.

SIGNING OF SENATE BILLS.

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bill, the title to which is set out in the above and foregoing message from the Senate.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bills, and returns same herewith to the House:

H. 402. To make the sheriff's fees the same in the county court of Lauderdale county, Alabama, as they are in the circuit court.

H. 546. To amend sections 3, 7 and 11 of an act entitled an act to establish a board of revenue for Sumter county, and for the abolishment of the court of county commissioners of said county, approved February 22nd, 1919.

W. F. Miller,
Secretary.

CERTIFICATE OF CLERK.

To the House of Representatives:

I hereby certify that the bills and House joint resolution hereinafter mentioned were delivered to the executive department on the dates and hours named and that I hold the receipts of the executive department for same:

Sept. 2, 1919, 11:00 A. M.:

H. 148. To provide for the election of the county superintendent of education of Morgan county, Alabama, by a direct vote of all the qualified electors of said county.

Also:

H. 579. To regulate and provide for the working, building, maintenance and upkeep of the public roads and bridges in Bibb county, Alabama, and prescribe manner and means of collecting and raising revenue and funds for the working, building, maintenance and upkeep of the public roads and bridges of and in Bibb county, Alabama; to regulate the public road and bridge affairs of Bibb county, Alabama; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect, and the manner and means of raising or collecting such funds, and to provide for the collection of a per capita road tax and for a license tax on all vehicles including vehicles propelled by animals, electricity, gasoline or other power whatsoever to be used for the maintenance, building, upkeep and repair of such roads and bridges and for the collection thereof.

Also:

H. 617. To fix the salary of tax collectors in counties having a population of over eighty-two thousand and not exceeding one hundred thousand according to the last Federal census or any subsequent census and allowances for clerical help in said offices and to provide for payment thereof.

Also:

H. J. R. 184. Relating to Lieutenant General Robert Lee Bullard.

Sept. 3, 1919, 4:05 P. M.:

H. 381. To authorize the court of county commissioners of DeKalb county, Alabama, to levy a special tax of three-twentieths of one per cent on all taxable property in DeKalb county for the purpose of repairing and maintaining the public roads of said county.

Also:

H. 638. To declare the public road leading from Brewton, Alabama, to Monroeville, Alabama, a part of the State highway system.

Also:

H. 756. To authorize cities of Alabama which may have as many as twenty-five thousand and less than fifty thousand of inhabitants according to the last Federal census, or which may hereafter have such population according to any Federal census hereafter taken, to ratify, confirm and legalize grants, rights, contracts, agreements, undertakings and payments having relation to the military operations of the United States, whether the property involved, either real or personal, is situated within or without the limits of such cities; and to deal with, dispose of, conserve, manage and preserve such property.

Also:

H. 208. To amend an act approved September 25, 1915, entitled "An act to provide for the appointment of an official court reporter by each circuit judge in Alabama; to fix their compensation, define their duties and provide for special reporters in certain cases."

Also:

H. 445. To further extend the power and authority of boards of revenue of counties having a population of more than one hundred thousand people, according to the last Federal census, or according to any subsequent Federal census, and particularly to authorize and empower such boards to appropriate money or funds out of the county treasury to aid in maintaining homes or institutions for aged women.

Also:

H. 449. To vacate the dedication of all streets, avenues and alleys through, over, on or across the following described property situated in the city of Birmingham, Jefferson county, Alabama, to-wit: That tract of land bounded on the north by avenue "B," or Second avenue, south, on the east by Ninth street and the right of way of the Louisville & Nashville Railroad company, on the south by the right of way of the Louisville & Nashville Railroad company and avenue "D," or Fourth avenue, south, on the west by Seventh street.

Also:

H. 581. To amend an act approved September 10, 1915, entitled, "An act to designate certain public roads in the State of Alabama as State trunk roads, and to provide the manner in which such roads shall be located, improved and maintained," and the several acts amendatory thereof.

Also:

H. 463. To amend section one of an act entitled "An act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall

be located, improved and maintained," approved September 10th, 1915.

Also:

H. 595. To create, establish and designate an additional State trunk road to be known as No. 23.

Also:

H. 629. To amend section 1 of an act entitled "An act to designate certain public roads of the State of Alabama as State trunk roads, and to provide the manner in which said roads shall be located, improved and maintained," approved September 10, 1915.

Also:

H. 637. To regulate the registration and payment of claims against the fine and forfeiture fund of DeKalb county and to provide compensation therefor.

Also:

H. 696. To fix the pay of grand jurors and petit jurors serving in the circuit court of Crenshaw county. To prescribe the manner of payment and to prescribe the duties of the circuit clerk and county treasurer of Crenshaw county under this act.

Also:

H. 770. To divide Conecuh county, Alabama, into four commissioners districts; to provide for the election of county commissioners for said county from each of such districts by the qualified electors of said districts; to provide elections at which the county commissioners for said county shall be elected and to provide for and fix their term of office.

Also:

H. 773. To authorize the court of county commissioners of the county of Conecuh in the State of Alabama to appropriate out of the funds in the treasury of said county, an amount not exceeding one hundred dollars per annum, sufficient to pay the premium for making and insuring the bond of the tax collector of said county where such bond is made and insured by a duly qualified guarantee company.

Also:

H. 476. To fix the salary of the mayor of cities and towns of more than ten thousand and less than twenty-five thousand population, in counties of more than one hundred thousand population, according to the last Federal or State census, or according to any succeeding Federal or State census.

Also:

H. 478. To prohibit goats from running at large in precinct 9 of Jefferson county, Alabama, and to prescribe the jurisdiction and a penalty for the violation thereof.

Also:

H. 485. To amend an act entitled an act to designate certain public roads of the State of Alabama as State trunk roads, and to provide the manner in which such roads shall be located, improved and maintained.

Also:

H. 534. To abolish the county court of Coosa county, and the offices pertaining thereto, and provide for the disposition and trial of all cases which may be pending before said county court.

Also:

H. 659. To establish an additional State trunk road, or State aid road, running from Hamilton, thence to the Illinois Central Railroad crossing at Wiginton, by way of Jackson Military Road, as the same now runs.

Also:

H. 701. To amend section 1 of an act, to designate certain public roads of the State of Alabama, as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained, approved August 10th, 1915.

Also:

H. 743. To vacate, close and annul as a public highway or street that portion of 25th street which lies between the north-west side of 7th alley and the southeast side of 8th avenue.

Also:

H. 753. To fix the compensation of grand and petit jurymen in counties having a population of not less than 80,000 nor more than 82,000, according to the last Federal census, or any subsequent Federal census.

Also:

H. 786. To amend section 16 of an act entitled, "An act to further prescribe and regulate the qualifications, number, designation, duties and powers of the circuit judges of the State and to provide for their election and appointment," approved September 25, 1915.

Fred H. Gormley,
Clerk.

BILL ON THIRD READING.

H. 844. To define trusts, and to provide for criminal penalties and punishment of corporations, firms and persons, and to promote free competition in commerce and all classes of business, both intrastate business and interstate business, engaged in and carried on by or through any corporation, firm or person.

Was read a third time at length and passed.

Yeas, 50; Nays, 10.

Yeas:

Messrs:

Mr. Speaker	Deese	Jones (Montgomery)	Oakley
Alexander	Dickson	Johnson	Parker
Allen	Dodson	Lawson	Pittman
Andrews	Ellis (Elmore)	Lewis	Preston
Baker	Gilbert	Long (Sumter)	Ross
Barganier	Graham (Autauga)	Longshore	Russell
Benners	Graham (Clarke)	Lynne	Shaw
Blunt	Hall (Henry)	Milford	Tompkins
Brindley	Hale	Mitchell	Van de Graff
Burks	Holmes (Baldwin)	McDonald	Williams
Burns	Holmes (Elmore)	Murphree	Wilson
Carnley	Ingram	McLeod	Woodard
Dansby	Jones (Escambia)		

—50

Yeas:

Messrs:

Faulk	Howle	Simpson	Stewart
Griffin	Lee (Perry)	Smith	Whorton
Guy	Long (Butler)		

—10

SPECIAL ORDER.

The House proceeded to the consideration of the special order which was the bill:

H. 426 (with amendment). To amend sections 1 and 2 of an act entitled "An act to amend the title and sections 1, 3, 4, 5, 6, 9, 14, 15, 20, 21, 23, 25, 26, 30, 33, 34, 39, 41, 45, and 46, and to repeal sections 31 and 32 of: An act entitled 'An act to create a banking department of the State of Alabama and through this department to regulate, examine and supervise banks and banking, and to punish certain prohibited acts relating thereto,' approved March 2nd, 1911," approved Feb. 15th, 1915.

The question was upon the adoption of the amendment reported by the Standing Committee on Banking and Insurance, said committee amendment being as follows:

1. Amend the caption by adding after the words "Sections 1 and 2" the words "and 5."

2. Amend by striking out section 3 as it appears in the bill.

3. Amend by adding section 3 to read as follows:

Section 3. That section 5 is hereby amended to read as follows: Each bank, whether a private bank or a corporation, carrying on a banking business in the State of Alabama, shall, on the call of the superintendent of banks, annually, pay into the treasury of the State, between the first day of January and the first day of April of each year, or at such other time as the superintendent of banks may call for the same, to be used as an aid in defraying the expenses of the banking department of the

State, as follows: Each such bank shall pay twenty-five (\$25.00) dollars, and in addition thereto one and one-half hundredths of one per centum (or fifteen cents per thousand, or fraction thereof) on its total resources as shown by its last report to the banking department made by the bank next preceding January first; provided that if a bank shall commence business after such reports are made, then the assessment shall be on the resources as of the day the bank opened for business, and if the bank shall open for business after April first and before July first, the assessment on its resources shall be for three-fourths of the year; if it shall open for business after July first and before October first, the assessment shall be on its resources for one-half the year; and if it shall open for business after October first and before December thirty-first, such assessment shall be on its total resources for one-fourth of the year; and provided that the total assessment shall not exceed one thousand (\$1,000.00) dollars per year on any one bank or trust company, and provided that a bank having branches shall pay, in addition to the above amounts, fifteen (\$15.00) dollars for each branch. No other assessment or license of any kind shall be levied against or collected from any bank or banking institution as such, except the ordinary taxes assessed against property in general, and except that municipalities may levy a license in proportion to the capital, surplus and undivided profits of the bank, not more than the following amounts, to-wit: Where the capital, surplus and undivided profits are \$50,000.00 or less, \$10.00. Where the capital, surplus and undivided profits are more than \$50,000.00, and not over \$100,000.00, \$20.00. Where the capital, surplus and undivided profits are more than \$100,000.00 and not over \$150,000.00, \$30.00. Where the capital, surplus and undivided profits are more than \$150,000.00 and not over \$200,000.00, \$40.00. Where the capital, surplus and undivided profits are more than \$200,000.00 and not over \$250,000.00, \$50.00. Where the capital, surplus and undivided profits are more than \$250,000.00, and not over \$300,000.00, \$60.00. Where the capital, surplus and undivided profits are more than \$300,000.00 and not over \$350,000.00, \$70.00. Where the capital, surplus and undivided profits are more than \$350,000.00 and not over \$400,000.00, \$80.00. Where the capital, surplus and undivided profits are more than \$400,000.00 and not over \$450,000.00, \$90.00. Where the capital, surplus and undivided profits are more than \$450,000.00 and not over \$500,000.00, \$100.00. Where the capital, surplus and undivided profits are more than \$500,000.00 and not over \$600,000.00, \$110.00. Where the capital, surplus and undivided profits are in excess of \$600,000.00 and not over \$700,000.00, \$125.00. Where

the capital, surplus and undivided profits are in excess of \$700,000.00, \$150.00; and on each branch bank not more than \$10.00. The term "undivided profits" as used in this section shall be construed to mean the undivided profits as shown by the books of the bank, and all payments shall be based on the report made by the banks to the superintendent of banks next preceding January first. Each bank failing to make payments of assessments on call made by the superintendent of banks, on or before April first, or within sixty (60) days after receiving notice from the superintendent of banks of the amount of the assessment, shall forfeit to the State five (\$5.00) dollars for each day that it is in default, such forfeit, together with the amount due from the bank, may be collected from the bank by suit in the name of the State, and it shall be the duty of the superintendent of banks to enforce the payment of the amount that should be paid and of the forfeit to the State under the provisions of this section by suit in the name of the State against the defaulting bank, and it shall be the duty of the attorney general to represent the superintendent of banks, in proper proceedings, to enforce the collection of the assessment, together with the forfeit provided herein.

4. Amend by adding section 4 to read as follows:

Section 4. That all laws and parts of laws in conflict herewith be and are hereby repealed, and that this act shall become effective upon its passage and approval by the governor.

Mr. Dansby offered the following substitute for the amendment reported by the committee:

1. Amend the caption by adding after the words "Sections 1 and 2" and the words "and 5."

2. Amend by striking out section 3 as it appears in the bill.

3. Amend by adding section 3 to read as follows:

Section 3. That section 5 is hereby amended to read as follows: Each bank, whether a private bank or a corporation, carrying on a banking business in the State of Alabama, shall, on the call of the superintendent of banks, annually, pay into the treasury of the State, between the first day of January and the first day of April of each year, or at such other time as the superintendent of banks may call for the same, to be used as an aid in defraying the expenses of the banking department of the State, as follows: Each such bank shall pay twenty-five (\$25.00) dollars, and in addition thereto one and one-half hundredths of one per centum (or fifteen cents per thousand, or fraction thereof) on its total resources as shown by its last report to the banking department made by the bank next preceding January first; provided that if a bank shall commence business after such reports

are made, then the assessment shall be on the resources as of the day the bank opened for business, and if the bank shall open for business after April first and before July first, the assessment shall be for three-fourths of the year; if it shall open for business after July first and before October first, the assessment shall be for one-half the year; and if it shall open for business after October first and before December thirty-first, such assessment shall be for one-fourth of the year; and provided that the total assessment shall not exceed eight hundred (\$800.00) dollars per year on any one bank or trust company, and provided that a bank having branches shall pay, in addition to the above amounts, fifteen (\$15.00) dollars for each branch. No other assessment or license of any kind shall be levied against or collected from any bank or banking institution, except the ordinary taxes assessed against property in general, and except that municipalities may levy a license, in proportion to the capital, surplus and undivided profits of the bank, not more than the following amounts, to-wit: Where the capital, surplus and undivided profits are \$50,000.00 or less, \$10.00. Where the capital, surplus and undivided profits are more than \$50,000.00, and not over \$100,000.00, \$20.00. Where the capital, surplus and undivided profits are more than \$100,000.00 and not over \$150,000.00, \$30.00. Where the capital, surplus and undivided profits are more than \$150,000.00 and not over \$200,000.00, \$40.00. Where the capital surplus and undivided profits are more than \$200,000.00 and not over \$250,000.00, \$50.00. Where the capital, surplus and undivided profits are more than \$250,000.00, and not over \$300,000.00, \$60.00. Where the capital, surplus and undivided profits are more than \$300,000.00 and not over \$350,000.00, \$70.00. Where the capital, surplus and undivided profits are more than \$350,000.00 and not over \$400,000.00, \$80.00. Where the capital, surplus and undivided profits are more than \$400,000.00 and not over \$450,000.00, \$90.00. Where the capital, surplus and undivided profits are more than \$450,000.00 and not over \$500,000.00, \$100.00. Where the capital, surplus and undivided profits are more than \$500,000.00 and not over \$600,000.00, \$110.00. Where the capital, surplus and undivided profits are in excess of \$600,000.00, \$125.00; and on each branch bank not more than \$10.00. The term "undivided profits" as used in this section shall be construed to mean the undivided profits as shown by the books of the bank, and all payments shall be based on the report made by the banks to the superintendent of banks next preceding January first. Each bank failing to make payments of assessments on call made by the superintendent of banks, on or before April first, or within sixty (60) days after receiving

notice from the superintendent of banks of the amount of the assessment, shall forfeit to the State five (\$5.00) dollars for each day that it is in default, such forfeit, together with the amount due from the bank, may be collected from the bank by suit in the name of the State, and it shall be the duty of the superintendent of banks to enforce the payment of the amount that should be paid and of the forfeit to the State under the provisions of this section by suit in the name of the State against the defaulting bank, and it shall be the duty of the attorney general to represent the superintendent of banks, in proper proceedings, to enforce the collection of the assessment, together with the forfeit provided herein.

4. Amend by adding section 4 to read as follows:

Section 4. That all laws and parts of laws in conflict herewith be and are hereby repealed, and that this act shall become effective upon its passage and approval by the governor.

Mr. Jones of Montgomery offered the following amendment to the substitute offered by Mr. Dansby, "Amend by striking out all after the word "license" in line two from bottom of page one of the amendment and down to the words "The term undivided profits" on line twenty-one page two of the bill.

Mr. Long of Butler moved to table the bill and all amendments and the motion was lost.

Yeas, 20; Nays, 56.

Yeas:

Messrs:

Calvert	Ellis (Elmore)	Long (Butler)	Simpson
Carnley	Guy	Milford	Stewart
Clayton	Hale	Orr	Trammell
Dodson	Howle	Russell	Van de Graff
Edwards (Pike)	Ingram	Sherrod	Whorton

—20

Nays:

Messrs:

Mr. Speaker	Crump	Jones (Escambia)	Pittman
Alexander	Dansby	Jones (Montgomery)	Preston
Allen	Deese	Johnson	Ross
Andrews	Dickson	Lawson	Salter
Blunt	Ellis (Bullock)	Lee (Perry)	Shaw
Bracken	Faulk	Long (Sumter)	Smith
Brindley	Gilbert	Longshore	Sparks
Burks	Graham (Autauga)	Lynne	Stoddard
Burns	Graham (Clarke)	Matthews (Wilcox)	Tompkins
Christian	Griffin	Murphree	Tunstall
Christopher	Hall (Henry)	McDonald	Van de Graff
Cliett	Harrison	McLeod	Williams
Cobbs	Holmes (Baldwin)	Oakley	Wilson
Collins	Holmes (Elmore)	Parker	Woodard

—56

Mr. Tunstall moved to table the amendment offered by Mr. Jones of Montgomery and the motion to table prevailed.

Yeas, 52; Nays, 23.

Yeas:

Messrs:

Mr. Speaker	Deese	Lawson	Ross
Albright	Dunaway	Lee (Perry)	Russell
Alexander	Ellis (Elmore)	Lewis	Salter
Allen	Faulk	Long (Sumter)	Shaw
Andrews	Gilbert	Longshore	Simpson
Blunt	Graham (Autauga)	Lynne	Smith
Bracken	Graham (Clarke)	Matthews (Wilcox)	Sparks
Burks	Griffin	Murphree	Tompkins
Burns	Guy	McLeod	Trammell
Cliett	Hall (Henry)	Oakley	Tunstall
Collins	Holmes (Baldwin)	Parker	Van de Graff
Crump	Jones (Escambia)	Pittman	Williams
Dansby	Johnson	Preston	Wilson

—52

Nays:

Messrs:

Arnold	Cobbs	Ingram	Seale
Baker	Dodson	Jones (Montgomery)	Sherrod
Brindley	Edwards (Pike)	Long (Butler)	Stewart
Calvert	Hale	Milford	Whorton
Carnley	Harrison	McDonald	Woodard
Clayton	Howle	Orr	

—23

And the substitute for the committee amendment, offered by Mr. Dansby, was adopted, and the amendment as amended by the substitute, was adopted.

Yeas, 49; Nays, 23.

Yeas:

Messrs:

Mr. Speaker	Dunaway	Lee (Perry)	Seale
Alexander	Ellis (Bullock)	Long (Sumter)	Shaw
Allen	Faulk	Longshore	Smith
Andrews	Gilbert	Lynne	Sparks
Bracken	Graham (Autauga)	Matthews (Wilcox)	Stewart
Burks	Graham (Clarke)	Murphree	Stoddard
Christian	Griffin	McLeod	Tompkins
Cliett	Hall (Henry)	Parker	Truss
Cobbs	Harrison	Pittman	Tunstall
Collins	Hawkins	Preston	Van de Graff
Crump	Johnson	Ross	Williams
Dansby	Lawson	Russell	Wilson
Deese			

—49

Nays:

Messrs:

Baker	Burns	Clayton	Howle
Blunt	Calvert	Dodson	Ingram
Brindley	Carnley	Guy	Jones (Montgomery)

Johnson	Milford	Salter	Trammell
Lewis	McDonald	Sherrod	Whorton
Long (Butler)	Orr	Simpson	Woodard

—23

And the bill:

H. 426. To amend sections 1 and 2 of an act entitled "An act to amend the title and sections 1, 3, 4, 5, 6, 9, 14, 15, 20, 21, 23, 25, 26, 30, 33, 34, 39, 41, 45, and 46, and to repeal sections 31 and 32 of: An act entitled 'An act to create a banking department of the State of Alabama, and through this department to regulate, examine and supervise banks and banking, and to punish certain prohibited acts relating thereto,' approved March 2nd, 1911," approved Feb. 15th, 1915.

As amended, was read a third time at length and passed.

Yeas, 51; Nays, 23.

Yeas:

Messrs:

Mr. Speaker	Dansby	Lawson	Seale
Alexander	Deese	Lee (Perry)	Shaw
Allen	Dickson	Long (Sumter)	Smith
Andrews	Dunaway	Longshore	Sparks
Blunt	Ellis (Bullock)	Lynne	Stewart
Bracken	Faulk	Matthews (Wilcox)	Stoddard
Brindley	Graham (Autauga)	Murphree	Tompkins
Burks	Hall (Henry)	McLeod	Truss
Christian	Harrison	Parker	Tunstall
Cliett	Hawkins	Pittman	Van de Graff
Cobbs	Holmes (Baldwin)	Ross	Williams
Collins	Jones (Escambia)	Russell	Wilson
Crump	Johnson	Salter	

—51

Nays:

Messrs:

Albright	Edwards (Pike)	Lewis	Sherrod
Baker	Ellis (Elmore)	Long (Butler)	Simpson
Calvert	Graham (Clarke)	Milford	Trammell
Carnley	Howle	McDonald	Whorton
Clayton	Ingram	Orr	Woodard
Dodson	Jones (Montgomery)	Preston	

—23

ADJOURNMENT.

Under a joint resolution heretofore adopted the House adjourned until Friday morning, September 5th, at 10 o'clock.

FORTY-THIRD DAY.

House of Representatives,
Friday, September 5th, 1919.

The House met pursuant to adjournment.

ROLL CALL.

On a call of the roll of the House the following members answered to their names:

Messrs:			
Mr. Speaker	Deese	Jones (Marengo)	Peters
Adams	Dickson	Jones (Montgomery)	Pittman
Albright	Dodson	Johnson	Preston
Alexander	Dunaway	Lawson	Reynolds
Allen	Edwards (Pike)	Lee (Butler)	Ross
Arnold	Ellis (Bullock)	Lee (Perry)	Russell
Baker	Ellis (Elmore)	Lewis	Salter
Barganier	Faulk	Long (Butler)	Seale
Benners	Gilbert	Long (Sumter)	Shaw
Blunt	Graham (Autauga)	Longshore	Sherrod
Bracken	Graham (Clarke)	Lynne	Simpson
Brindley	Guy	Mathews (Clarke)	Smith
Burks	Hall (Henry)	Matthews (Wilcox)	Sparks
Burns	Hale	Milford	Stewart
Calvert	Hardaway	Mitchell	Stoddard
Carnley	Hare	Moorer	Tompkins
Christian	Harrison	Murphree	Trammell
Christopher	Hawkins	McDonald	Truss
Clayton	Hollis	McLeod	Tunstall
Cliett	Holmes (Baldwin)	Oakley	Van de Graff
Cobbs	Holmes (Elmore)	Oliver	Whorton
Collins	Howle	Orr	Williams
Crump	Ingram	Parker	Wilson
Dansby	Jones (Escambia)	Partridge	Woodard

—96

A quorum was present.

REPORT OF COMMITTEE ON REVISION OF JOURNAL.

Mr. Speaker:

We, your Committee on the Revision of the Journal, beg leave to report that we have examined the Journal for the forty-second legislative day and find the same to be correct.

W. G. Allen,
Acting Chairman.

The report of the committee was concurred in and adopted and the Journal for the forty-second day was approved.

REPORT OF RULES COMMITTEE.

Mr. Tompkins, acting chairman of the Rules Committee, reported that said committee, in session, had acted on the following resolutions, and returned to the House with a favorable report:

By Mr. Holmes of Baldwin:

H. R. 210. Resolved, that House bill 767 "to establish and create the Alabama Horticultural Society for the promotion and development of fruit growing within the State of Alabama and to define its powers and duties," be and the same is hereby made a paramount, continuing, special order on the forty-fourth legislative day.

And the resolution was adopted.

By Mr. Holmes of Baldwin:

H. R. 209. Resolved, that House bill 766, "to regulate the manufacture, sale and shipment of insecticides and fungicides in the State of Alabama and to provide means and penalties therefor, and to regulate the disposition of the same," be and the same is hereby made a paramount, continuing, special order on the forty-fourth legislative day.

And the resolution was adopted.

By Mr. Hall of Henry:

H. R. 207. Be it resolved, that S. 454 be made a special, paramount and continuing order for the forty-fourth legislative day.

And the resolution was adopted.

By Mr. Deese:

H. R. 226. Resolved by this House, that Senate bill 380 be given a special, paramount and continuing order for the forty-fifth legislative day.

And the resolution was adopted.

By Mr. Clayton:

H. R. 215. Resolved, that H. 725, relative to tying cows across public roads, be made a special, paramount and continuing order for the forty-fourth legislative day.

And the resolution was adopted.

By Mr. Hawkins:

H. R. 217. Resolved by the House, that H. 935 be made a special order for the forty-fourth legislative day.

And the resolution was adopted.

By Mr. Dickson:

H. R. 222. Resolved, that House bill 442 be made a special, paramount order for the forty-third legislative day, immediately after the revision of the journal.

And the resolution was adopted.

By Mr. McLeod:

H. R. 224. Be it resolved by the House, that S. 361, relating to the regulation of nurses, be made a special, paramount and continuing order for the forty-fourth day.

And the resolution was adopted.

By Mr. McLeod:

H. R. 211. Resolved, that House bill 128 (with substitute) "to amend chapter 230 of the Code of Alabama, of 1907, relating to hotels, and innkeepers; and to include therein regulation of cafe, restaurants and eating places," be and the same is hereby made a paramount, continuing, special order on the forty-fourth legislative day.

And the resolution was adopted.

By Mr. Parker:

H. R. 213. Resolved, that H. 774, to amend prohibition law, be made a special order for the forty-sixth day.

And the resolution was adopted.

By Mr. Cobbs:

H. R. 200. Be it resolved by the House, that S. 546, relating to the stumpage and clearing of cut-over lands, be made a special, paramount and continuing order for the forty-fourth legislative day.

And the resolution was adopted.

By Mr. Cobbs:

H. R. 193. Resolved, that House bill 704 (as to requiring that vacancies in board of directors where quorum cannot be had be filled by stockholders rather than by remaining directors) be made a special, continuing, paramount order for the forty-fourth legislative day.

And the resolution was adopted.

By Mr. Cobbs:

H. R. 192. Resolved, that House bill 662 (as to summoning jurors and witnesses by registered mail—a cumulative method) be made a special, continuing, paramount order for the forty-fourth legislative day.

And the resolution was adopted.

By Mr. Faulk:

H. R. 179. Be it resolved by this House, that House bill No 265 be given a special, continuing and paramount order for the forty-fourth legislative day.

And the resolution was adopted.

By Mr. Shaw:

H. R. 218. Resolved, that House bills 677, 678, 679 and 680, relating to qualifications of electors be made special, continuing, paramount orders for the forty-fourth legislative day.

And the resolution was adopted.

By Mr. Sparks:

H. R. 202. Be it resolved by the House, that House bills Nos. 853, "To amend an act entitled an act "To ratify, confirm and validate the census of the cities and towns in the State of Alabama of 7,000 inhabitants and less; and 849, "To amend section 1313 of the Code of Alabama;" and 343, To prescribe the qualifications of directors of private corporations; be made special orders for the forty-fourth legislative day.

And the resolution was adopted.

By Mr. Jones of Montgomery:

H. R. 295. Resolved by the House, that H. 413, relating to what fraternal organizations may drill with rifles, be made a special order for the forty-fourth legislative day.

And the resolution was adopted.

By Mr. Cobbs:

H. R. 194. Resolved, that House bill 806 (as to telephones, etc., for sheriffs, judges of probate, circuit clerks, etc.), be made a special, continuing, paramount order for the forty-fourth legislative day.

And the resolution was adopted.

By Mr. Baker:

H. R. 178. Be it resolved by the House, that H. 88, be made a special, paramount and continuing order for the next legislative day.

And the resolution was adopted.

By Mr. Van de Graff:

H. R. 219. Be it resolved by the House of Representatives, that Senate bill No. 523 (relating to divorce for abandonment) be made a special, continuing and paramount order for the forty-fourth legislative day.

And the resolution was adopted.

By Mr. Adams:

H. R. 175. Resolved by the House, that House bill No. 726 be made a special, continuing, paramount order for the forty-fourth legislative day, until disposed of.

And the resolution was adopted.

By Mr. Andrews:

H. R. 214. Resolved, that Senate bill No. 539, relating to the practice of dentistry, be made a special order for the forty-fifth legislative day.

And the resolution was adopted.

By Mr. Burns:

H. R. 181. Resolved, that House bill 676 be and the same is hereby made a special order for the forty-fourth legislative day immediately after the reading of the Journal, etc.

And the resolution was adopted.

By Mr. Pittman:

H. R. 180. Be it resolved, that House bills Nos. 521 and 760 be and the same are hereby made special, paramount orders for the forty-fourth legislative day, immediately after the mid-day recess.

And the resolution was adopted.

By Mr. McLeod:

H. R. 176. Be it resolved by the House of Representatives, that House bill No. 583, with substitute, be made a special, paramount, continuing order the forty-fourth legislative day, and immediately thereafter H. 450, To amend section 3610 of the Code by Benners.

And the resolution was adopted.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

Mr. Speaker:

Your Committee on Engrossed Bills begs leave to report that it has examined the following House bills:

H. 844. To define trusts, and to provide for criminal penalties and punishment of corporations, firms and persons, and to promote free competition in commerce and all classes of business, both intrastate and interstate business, engaged in and carried on by or through any corporation, firm or person.

H. 426. To amend sections 1, 2 and 5 of an act entitled "An act to amend the title and sections 1, 3, 4, 5, 6, 9, 14, 15, 20, 21, 23, 25, 26, 30, 33, 34, 39, 41, 45 and 46 and to repeal sections 31 and 32 of: An act entitled "An act to create a banking department of the State of Alabama, and through this department to regulate, examine and supervise banks and banking, and to punish certain prohibited acts relating thereto," approved March 2nd, 1911," approved Feb. 15, 1915.

And find same correct.

W. H. Stoddard,
Chairman.

The report of the committee was concurred in and adopted.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 506. To authorize the compiling of any or all fiduciary fees, and witness fees, in the hands of registers in chancery, probate judges and clerks of courts of record, in all counties of the State of Alabama which have a population of more than two

hundred thousand, or which may hereafter have a population of more than two hundred thousand, which fees have been in the hands of any of such officials, or have been paid into their hands by any former official of whom they are the legal successor, and are unclaimed for a period of three years, and to provide for the payment of same by such officers into the treasury of their respective counties.

S. 512. To repeal an act of the Legislature of the State of Alabama, entitled an act requiring the election of members of courts of county commissioners, or boards of revenue of counties in the State, having, or may hereafter have an area of one thousand five hundred seventy-five square miles, or more, by the voters only of the district which such commissioners represent, and to make such officers ineligible to election as their own successors, approved September 10, 1915.

S. 580. To amend an act approved February 18th, 1919, entitled "An act to authorize the trial court to impose an indeterminate sentence in all felonies for which the court fixes the punishment; to provide for the parole of convicts under the indeterminate sentence, and to authorize the board of pardons to establish rules in the matter of paroles."

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:

Judiciary: S. 506.

Revision of Laws: S. 512, S. 580.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bill, and returns same herewith to the House:

H. 403. To make the clerk of the circuit court of Lauderdale county, Alabama, ex-officio clerk of the county court of Lauderdale county, Alabama. To provide for compensation for his services as such clerk.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 411. To establish a jury commission in all counties of this State which have 200,000 or more population, according to the

last Federal census, and in all counties that have 200,000 or more population, according to any Federal census which may be hereafter taken; to prescribe the qualifications of jurors and regulate and provide for the selecting, drawing and summoning of jurors; to prescribe their qualifications and provide for the appointment and compensation of clerks for such jury commissions; to provide a method by which the names of citizens subject to jury duty may be obtained, and to require the publication of the jury roll; to regulate the empanelling of grand and petit juries in all courts in such counties and to prescribe penalties for the violation of this act.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:
Revision of Laws: S. 411.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed:

S. 585. To submit to the qualified voters of the State an amendment to section 93 of the Constitution of the State.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee as follows:

Judiciary: S. 585.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 344. To provide for a clerk to the tax assessor in counties having more than 37,000 population and less than 37,400 population, according to the 1910 Federal census, to prescribe the duties of such clerks and provide for their appointment and compensation.

S. 350. To create the Alabama art commission, and to prescribe its powers and duties.

S. 563. To amend section 6647 of the Code of Alabama of 1907.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:

Revision of Laws: S. 344, S. 563.

Ways, Means and Appropriations: S. 350.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill:

S. 306. To define optometry; to provide for the regulation of the practice thereof; to provide for the examination of applicants to practice optometry in Alabama; to provide for the issuing of licenses and certificates and the registration and display thereof; to provide for reports by probate judges of said registrations; to provide for the revoking or refusing to issue said licenses and certificates; to provide for a State board of optometry; to provide for the appointment of members thereof, and prescribe their duties, powers, qualifications, terms of office and compensation; to provide for the disposition of fees collected by said board; to provide fees and funds for enforcing said act; to provide for enforcing said act; to allow the board to enter into reciprocity agreements with like boards of other states; to provide penalties and punishment for violations of the provisions of said act; and to repeal all general and local laws in conflict with said act.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee as follows:

Public Health: S. 306.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill:

S. 222. To amend sections 11, 18 and 32 of an act entitled "An act to prescribe the qualifications of jurors and regulate the

selection, drawing and summoning of jurors, and prescribe the qualifications and provide for the appointment of jury commissioners and clerks of such commissions and regulate the empanelling of grand and petit juries in all the courts of this State," approved August 31st, 1909.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee as follows:

Revision of Laws: S. 222.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill:

S. 475. To regulate and define the power and jurisdiction of constables in all counties in the State of Alabama having a population of 200,000 or more, according to the last or any future Federal census.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee as follows:

Revision of Laws: S. 475.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 374. To submit to the qualified voters of the State of Alabama, at a special election to be held on the proclamation of the governor of Alabama, for their consideration, an amendment to the Constitution of Alabama empowering the Legislature to authorize counties, which have or which shall have taxable property in such counties of one hundred millions of dollars annually, or more, according to the assessments by such counties for the year 1918 A. D., or according to any annual assessment hereafter made, to engage in, lend their credit, grant public money or other thing of value in aid of the acquirement, construction, purchase, ownership, lease, maintenance, use, control and operation

of highways, railroads,—by any kind of motive power, conveyance or appliance; freight stations; passenger stations; wharves; piers; docks; warehouses; grain elevators; storage tanks; team trucks; and all other facilities and structures appurtenant thereto, in aid of commerce; the dredging of the approaches to the water terminals; to traverse or cross adjacent counties; and to increase the limit of county indebtedness from $3\frac{1}{2}$ to $4\frac{1}{2}$ per cent of such taxable property.

S. 513. To repeal an act of the Legislature of the State of Alabama, to permit county commissioners in any county of Alabama, which has or may have an area of one thousand five hundred seventy-five square miles, or more, to succeed themselves in office if they are properly qualified and elected, approved September 28, 1915.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:

Judiciary: S. 374.

Revision of Laws: S. 513.

MESSAGE FROM THE SENATE.

The Senate has originated and passed the following bill:

S. 557. To authorize the commissioners' court of Conecuh county, Alabama, to pay out of the general fund of said county to the tax assessor of said county, the sum of six hundred dollars per annum for extra assistance in his said office.

(With notice and proof thereto attached and herewith exhibited as follows:)

NOTICE OF LOCAL LEGISLATION.

Notice is hereby given of the intention to apply to the Legislature of Alabama, at its session to be assembled July 8th, 1919, for the passage of an act in substance as follows: To authorize the commissioners court of Conecuh county, Alabama, to pay out of the general fund of said county to the tax assessor of said county the sum of six hundred dollars per annum for extra assistance in his said office.

The State of Alabama, }
Conecuh County. }

Before me, F. J. Dean, a notary public in and for said State and county, personally appeared G. W. Salter, Jr., who being by me first duly sworn, deposes and says that he is the editor and publisher of The Evergreen

Courant, a newspaper published weekly at Evergreen in said State and county; that the above and foregoing notice was published in the said The Evergreen Courant for four consecutive weeks in the issues of July 23rd and 30th; August 6th and 13th, 1919.

G. W. Salter, Jr.,
Editor and Publisher.

Subscribed and sworn to before me, this the 16th day of August, 1919.

F. J. Dean,
Notary Public, Conecuh County, Alabama.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee as follows:

Ways, Means and Appropriations: S. 557.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 570. To amend sections five and six of an act entitled, "An act to establish an inferior court in precincts 15 and 20 in Calhoun county, Alabama, in lieu of all justices of the peace, and notaries public with power of justice of the peace, in said precincts, and to define the jurisdiction and powers of said court, and the judge thereof, to provide for the execution of the process of said court and the operation thereof, to regulate the rendition of judgments by default, to provide for the election, term of office, qualifications and compensation of the officers of said court, and the mode of their selection, and to abolish the office of justice of the peace and notary public with power of justice of the peace in said precincts. Court established.

(With notice and proof thereto attached and herewith exhibited as follows:)

State of Alabama, }
Calhoun County. }

Personally appeared before me, E. D. Willett, judge of court of common pleas of Anniston, H. M. Ayers, who is known to me, who being sworn says on oath that he is editor and publisher of the Evening Star, a newspaper published at Anniston, Calhoun county, Alabama; that the following notice was published in said newspaper on the 13th, 20th and 27th day of June, and the 4th day of July, 1919:

NOTICE.

"Notice is hereby given that a bill will be introduced in the Legislature to amend sections five and six of an act entitled, "An act to establish

an inferior court in precincts 15 and 20 in Calhoun county, Alabama, in lieu of all justices of the peace and notary publics with power of justices of the peace in said precincts and to define the jurisdiction and powers of said court, and the judge thereof, to provide for the execution of process of said court and the operation thereof to regulate the rendition of judgments by default, to provide for the election term of office, qualifications and compensation of the officers of said court and the mode of their selection, and to abolish the office of justice of the peace and notary public with power of justice of the peace in said precincts.

Approved August 25, 1915, as follows:

Section 5. Be it further enacted, That the judge of said court shall receive a salary of twenty-four hundred dollars, payable monthly out of the county treasury upon warrant drawn upon the county treasury and the judge of said court shall be authorized to charge and collect a trial fee of one dollar for each and every trial had in said court in civil cases, which shall be collected and paid into the county treasury as other fees and costs collected by him."

(Signed) H. M. Ayers.

Sworn to and subscribed before me this the 10th day of July, 1919.

(Signed) E. D. Willett,

Judge of the Court of Common Pleas.

Also:

S. 574. To authorize the board of revenue of Tuscaloosa county to exempt from labor on the roads of said county all persons who shall pay the secretary of said board, for the road and bridge fund of said county, five dollars and fifty cents on or before the first day of March in each year.

(With notice and proof thereto attached and herewith exhibited as follows:)

NOTICE OF LOCAL LAW.

Notice is hereby given that application will be made to the Legislature of Alabama at its present session of the passage of a law local to Tuscaloosa county in substance as follows:

A BILL

To be entitled an act to authorize the board of revenue of Tuscaloosa county to exempt from labor on the roads of said county all persons who shall pay the secretary of said board, for the road and bridge fund of said county, five dollars and fifty cents on or before the first day of March in each year.

Be it enacted by the Legislature of Alabama:

Section 1. That the board of revenue of Tuscaloosa county be and hereby is authorized to exempt from labor on the public roads of said county all persons liable to road duty under existing laws who shall pay to the secretary of said board the sum of five dollars and fifty cents on or before the first day of March of each year, for the road and bridge fund of said county.

Section 2. That all laws and parts of laws in conflict with the provisions of this act be and hereby are repealed.

The State of Alabama, }
 County of Tuscaloosa, }
 City of Tuscaloosa. }

Personally appeared before the undersigned, a duly appointed, qualified and acting notary public in and for the State, county and city aforesaid, Cecil E. Elliott, who being first duly sworn deposes and says that he is the advertising manager of the Tuscaloosa Daily News and Times-Gazette, a newspaper published in said city; and that the attached advertisement of a notice of a local law was given publication in the said paper in the issues of July 13, July 20, July 27 and August 4, 1919.

Witness the signature of the deponent this 23rd day of August, 1919.

Cecil E. Elliott.

Sworn and subscribed before me on the day and date above written: In testimony whereunto I have set my hand and official seal this 23rd day of August, 1919.

H. L. Findley,
 Notary Public.

(Seal)

My commission expires April 4, 1923.

And sends same herewith to the House.

W. F. Miller,
 Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:

Judiciary: S. 570.

Public Roads and Highways: S. 574.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 537. To create the office of county solicitor in all counties having a population of not less than eighteen thousand one hundred and twenty-five and not more than eighteen thousand nine hundred according to the Federal census of 1910, or any subsequent Federal census, and to provide for the election of such solicitor by the qualified electors of such counties and prescribe his qualifications and duties and fix his compensation.

S. 561. To create a maritime lien for compensatory damages in favor of the personal representative of any person suffering death by the wrongful act, omission, or negligence, whilst in the territorial waters of this State, of any kind of boat, vessel, barge or other floating property, that is within the admiralty and maritime jurisdiction of the United States.

And sends same herewith to the House.

W. F. Miller,
 Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:
Judiciary: S. 537, S. 561.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed:

S. 464. To require the highway commission or highway department, to locate, construct and maintain the State highways in Alabama so as to connect the several county seats and in the border counties to connect county seats of the several border counties at or about the State line with an improved road in the border states, and to require an equitable division of time, money and labor in the prosecution of such work, said roads to be constructed and maintained without expense to the several counties.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee as follows:

Public Roads and Highways: S. 464.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate accedes to the request of the House for a committee of conference on the disagreement of the two houses on the Senate amendment to the bill:

H. 12. To amend an act entitled, "An act to amend section 3317 of the Code of Alabama, 1907. Relates to the publication of receipts and disbursements, by counties," approved September 25, 1915.

And the President of the Senate has appointed as conferees on the part of the Senate, Messrs. Nance and Phillips.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate accedes to the request of the House for a committee of conference on the disagreement of the two houses on the Senate amendments to the bill:

H. 712. To provide for the consolidation of adjacent or contiguous cities having each a population between four thousand and six thousand five hundred, according to the last preceding official and published Federal census, and to provide for the organization and officers of such consolidated city.

And the President of the Senate has appointed as conferees on the part of the Senate, Messrs. Smith of Lawrence, Gunter and Griffith.

W. F. Miller,
Secretary.

REPORT OF CONFERENCE COMMITTEE.

Mr. Murphree, chairman of the Conference Committee on part of the House, on the disagreement of the two houses on the Senate amendment to the bill:

H. 383. To provide for the general revenue of the State of Alabama.

Made the following report:

To the Legislaure of Alabama:

We, your Conference Committee on House bill 383, beg leave to report that we have been unable to reach any agreement in conference on said bill.

W. T. Murphree,
W. E. Dickson,
J. C. Arnold,

On the part of the House.

W. P. Acker,
J. M. Moore,
R. B. Evins,

On the part of the Senate.

On motion of Mr. Merritt the House concurred in and adopted the Senate amendment to the bill, H. 383. To provide for the general revenue of the State of Alabama, said Senate amendment being set out in full on the Journal of the thirty-eighth legislative day.

Yeas, 51; Nays, 43.

Yeas:

Messrs:

Mr. Speaker
Adams
Alexander
Allen
Andrews
Bracken
Brindley
Burks
Burns
Cliett
Cobbs
Collins
Crump

Dansby
Deese
Dickson
Gilbert
Graham (Autauga)
Hall (Henry)
Hale
Hare
Holmes (Baldwin)
Howle
Ingram
Jones (Escambia)
Jones (Marengo)

Jordan
Lawson
Lee (Butler)
Lewis
Long (Sumter)
Longshore
Lynne
Matthews (Wilcox)
Moorer
Murphree
McDonald
Oakley
Orr
Partridge
Pittman
Preston
Russell
Salter
Seale
Shaw
Sparks
Stoddard
Trammell
Whorton
Wilson

*Nays:**Messrs:*

Albright	Edwards (Pike)	Jones (Montgomery)	Ross
Arnold	Ellis (Bullock)	Johnson	Sherrrod
Baker	Ellis (Elmore)	Lee (Perry)	Simpson
Barganier	Faulk	Long (Butler)	Smith
Benners	Graham (Clarke)	Mathews (Clarke)	Stewart
Blunt	Guy	Milford	Tompkins
Calvert	Hardaway	Mitchell	Tunstall
Carnley	Harrison	McLeod	Van de Graff
Christian	Hawkins	Oliver	Williams
Clayton	Hollis	Parker	Woodard
Dodson	Holmes (Elmore)	Reynolds	

—43

PAIR ANNOUNCED.

Mr. Dunnaway stated that he was paired with Mr. Fletcher. If Mr. Fletcher were present he would vote nay and Mr. Dunnaway would vote yea.

RECESS.

On motion of Mr. Merritt (Mr. Lynne presiding) the House recessed until 3:30 P. M.

AFTERNOON SESSION.

The hour of 3:30 having arrived the House reconvened.

RESOLUTIONS.

The following resolutions were introduced:

By Mr. Dickson:

H. R. 227. Resolved, that on next Tuesday, Sept. 9th, at 10 A. M., the House of Representatives meet in Committee of the Whole for the purpose of considering the Educational Code Bill.

And the rules were suspended and the resolution was adopted.

By Mr. Brindley:

H. R. 228. Resolved by the House, that Senate bill No. 382, "To regulate and provide for the military forces of the State," be made special, paramount, continuous order of business for forty-fourth legislative day.

And the rules were suspended and the resolution was adopted.

By Mr. Dunaway:

H. R. 229. Resolved, that Senate bill 247, by Mr. Bedsole, to create a child welfare department, be made a special, paramount and continuing order for the forty-sixth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Dansby:

H. R. 230. Resolved by the House, that Senate bill No. 218, by Mr. Craft, providing for an amendment to the Constitution for a bond issue for establishing and maintaining a State highway system of roads, be made a special, paramount, continuing order for the forty-fifth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Trammell:

H. R. 231. Resolved, that Senate bill 188 be made a special order for the forty-fifth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Carnley:

H. R. 232. Resolved, that H. 862, relating to teaching effects of alcoholic drinks, stimulants and narcotics, etc., in public schools, be made a special and continuing order on the next legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Carnley:

H. R. 233. Resolved, that Senate bill No. 320, to designate the persons who are authorized to purchase, receive and have shipped from outside of the State, wines for religious purposes, be made a special, continuing order for the forty-sixth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Carnley:

H. R. 234. Resolved, that Senate bill No. 321, to amend Sec. 13 of "An act to further suppress the evils of intemperance," be made a special, continuing order for the forty-sixth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Carnley:

H. R. 235. Resolved, that H. 354, to repeal section 2069 of the Code of 1907, relating to water power exemptions, be made a special, paramount and continuing order for 12 o'clock on the next legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Carnley:

H. J. R. 236. Whereas, large appropriations were made by the Legislature of Alabama in 1911 to the University, Auburn, Montevallo, the normal schools and the public schools; and said appropriations were made payable when in the opinion of the governor the State treasury would warrant; and, whereas, approximately all of said appropriations made to these colleges and normal schools have been released; and,

Whereas, not one cent of the public school appropriation has been released and under section 2 of an act approved April 18, 1911, entitled "An act to amend subdivision 7 of section 1678, article 1, chapter 41 of the Code of Alabama of 1907" (see page 735, Acts 1911) there is due the public schools at this time \$2,000,000;

Therefore, be it resolved by the House, the Senate concurring, that it is the sense of this Legislature that we pass an additional appropriation of \$1,000,000 annually to the public schools of this State without any deductions before we consider any further increases in the salaries of State officials or make any further appropriations to the colleges and normal schools.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Shaw:

H. R. 237. Resolved by the House, that House bill 842, relating to exemption from taxation of nitrate plants for manufacture of nitrogen bearing fertilizer, be made a special, continuing, paramount order for 11 A. M. on the forty-fourth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Ellis of Elmore:

H. R. 238. Whereas, there being on the calendar a great many bills in all probability can never be reached, of which a great many are of such a nature that many should be written into law;

Therefore, be it resolved, that the House in future days of the present session, order the roll call of counties and the member or members may call up a bill of his choice, be it local or of a general nature.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Jones of Escambia:

H. R. 239. Resolved by the House, that Senate bill No. 190, be made a special, continuing order for the next legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Preston:

H. R. 240. Whereas, House bill No. 951, now on the regular calendar of the House; and whereas, said bill is of so much importance especially to three several cities of the State, therefore,

Be it resolved, that the aforesaid bill shall be made a special, paramount order for the forty-fourth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Long of Butler:

H. R. 241. Whereas, it is necessary and expedient that the members of the Alabama press, shall at all times have seats, at the press table of the House, be it resolved, by the House of Representatives that at least five chairs shall always be provided at the press table for newspaper men, and when such chairs are occupied by members of the House, the said members shall be requested to take their regular seats on the floor of the House.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Harrison:

H. R. 242. Resolved by the House, that House bill 540, to provide bathing facilities for coal miners in this State, be made a special, paramount, continuing order for the forty-fourth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Orr:

H. R. 243. Resolved by the House, that House bill No. 752, to suppress profiteering, be made a special, continuing, paramount order for the forty-fifth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Orr:

H. R. 244. Resolved by the House, that House bill No. 751, to further prohibit disturbances at churches and prevent injury to automobiles and other vehicles, be made a special order for the forty-fifth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Cobbs:

H. R. 245. Resolved, that House bill 520 (as to quieting titles to land) be made a special, continuing order for the forty-fourth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Cobbs:

H. R. 246. Resolved, that House bill No. 191 (relating to a system of draining and improving lands by districts) be made a special, continuing order for the forty-fourth legislative day; and that Senate bill No. 546 (for creating land clearing districts) be made a special, continuing order for the forty-fourth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Hardaway:

H. R. 247. Resolved, that S. 486, relating to divorces, be made a special, paramount and continuing order for the forty-fifth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Hardaway:

H. R. 248. Resolved by the House, that House bill No. 585, relating to bail in criminal cases, and H. 757, relating to dissolution of corporations be made special, paramount and continuing orders for the forty-fifth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Hardaway:

H. R. 249. Resolved by the House, that House bill No. 879, by Mr. Hare, relating to salary of marshal of supreme court, be made a special, paramount and continuing order for the forty-fifth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Lynne:

H. R. 250. Be it resolved, that H. 910, H. 940, and H. 946, be made special, paramount and continuing orders for the forty-fourth legislative day, beginning at 3 P. M.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Blunt:

H. R. 251. Be it resolved, that House bill 1031, relating to the purchase of six hundred and fifty copies of Seay's "Amendments to the Constitution of Alabama of 1901" be made a special order for the forty-fourth legislative day.

And the resolution was referred to the Standing Committee on Rules.

BILLS REPORTED FAVORABLY.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the

following bills and ordered the same returned to the House with a favorable report:

H. 938. To require the payment to State convicts, upon their lawful discharge from penal servitude, of additional cash allowances adequate to their needs.

H. 447. To amend sections 7095 and 7096 of the Code of Alabama.

H. 886. To authorize beneficiaries or one, or more of them in behalf of a class, to sue for damages in the cases mentioned in section 2486 of the Code.

S. 548. To amend section 5869 of the Code of Alabama of 1907.

S. 450. To authorize the employment in counties of more than eighty-two thousand and less than one hundred thousand according to the latest Federal census, of persons to investigate and report violations of law, to prescribe the mode of their employment, their term of office, their duties, and the amount and method of payment for their services.

H. 970. To amend section 5162 of the Civil Code of Alabama.

S. 573. To confer additional criminal jurisdiction on inferior courts, or courts established in lieu of justices of the peace, by whatsoever name called, on which courts criminal jurisdiction is now by law conferred, in counties having a population of over one hundred and fifty thousand according to the last or any subsequent Federal census.

H. 927. To provide that all policemen or marshals of incorporated towns or cities in this State shall be duly qualified electors of the voting precinct in which such town is located, or a ward of the city in which they hold office.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report, with amendment:

H. 660 (with amendment). To provide for and require partnerships to register the names, ages and addresses of the individual members of all partnerships in the office of the probate judge of the county in which said partnerships do business or propose to do business.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 918. To provide for the maintenance and support of minors by administrators of estates where said administrators have the custody and control of said minors.

H. 917. To authorize a justice of the peace or notary public and ex-officio justice of the peace to issue a warrant in a felony case returnable to the county court and to regulate the costs in such cases.

H. 900. To confer additional powers, authority and jurisdiction on and to further prescribe the duties of the board of control and economy created by the act of the Legislature, approved February 13, 1919; to abolish the board of convict inspectors and the offices of the members and employees thereof and to confer upon the State board of control and economy all the power, authority and jurisdiction heretofore exercised by or under the authority of the State board of convict inspectors, and additional powers and authority, including authority and power to provide for the segregation, care, custody and treatment of tubercular persons; and to impose upon the board of control and economy all the duties heretofore required of the State board of convict inspectors and additional duties; to confer upon the board of control and economy general supervision and authority over the office of the State prison inspector who shall henceforth discharge the duties of his office in connection with and as part of the work of the State board of control and economy; to confer upon the board of control and economy certain duties and authority with reference to the purchasing and supplies of the public printing and binding, stationery, fuel and paper, and other powers and authority incident to the more efficient control and coordination of the business operations of the State; (also providing for the necessary appropriations to pay all salaries, wages and other expenses and outlays authorized to be paid or incurred in this and the said original act of February 13, 1919.

H. 1043. To further provide for and regulate the safekeeping, care and custody of prisoners in jail, and to provide for the hygiene, sanitation, cleanliness, healthfulness, management and security of all jails including town and city jails, in towns and cities having a population of less than ten thousand, and to further prescribe and define the duties of the State prison inspector, and to provide for the compensation of deputy jailers, watchmen or guards in certain cases and under certain conditions.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 1042. To further provide for and regulate the duties of the courts of county commissioners, or boards of revenue, in the purchase and preparation of food supplies for feeding prisoners

under charge, or under conviction, of any indictable offense, confined in the county jails over which they have jurisdiction, and in making provision out of the county treasury for suitable food, clothing, lodging, medicine, and medical attention, for such of the convicts sentenced to jail, with or without hard labor for the county, as are not let to hire, under the provisions of article 5, chapter 191, of the Criminal Code of Alabama, and in the employment of such convicts, sentenced to hard labor for the county, as are ordered to labor on the public works of the county, and to further regulate and make provision for the reception, and safekeeping and feeding of convicts while being conveyed to the penitentiary, and to further regulate the accounting and payment for feeding prisoners in the county jails.

S. 526. To provide for the appointment of deputy circuit solicitors in all circuits in this State having more than five circuit judges, to fix their compensation and to provide the way and manner of paying the same.

H. 884. To fix the compensation of circuit solicitors in all circuits of the State of Alabama which are now composed, or which may hereafter be composed, of only one county and having two judges.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with amendment:

H. 194 (with amendment). To classify contempts of court and to provide and regulate the practice and procedure therein.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 1025. To further prescribe the authority and duties of the attorney general and to transfer to the attorney general all work of a legal nature for the several officers, departments, boards and institutions of the State which are now authorized to be performed by attorneys at law selected by the heads of such departments, boards and institutions; and to repeal all law in conflict.

H. 1026. To amend section 3979 of the Code of Alabama of 1907.

H. 1031. To authorize the secretary of State to purchase six hundred and fifty copies of Seay's "Amendments to the Constitution of Alabama (1901) Compiled and Annotated" for distribution as provided by this act.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with amendment:

H. 1036 (with amendment). To provide for the sale of the printed and bound volumes of the reports of the decisions of the supreme court of Alabama.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report:

H. 1037. To provide for the sale of the printed and bound volumes of the reports of the decisions of the court of appeals of Alabama.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with substitute:

H. 520 (with substitute). To amend sections 5443, 5444, and 5446 of the Code of Alabama, concerning quieting titles to land, and to make further provision on that subject, including removal of clouds in such cases.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 872. To provide for the special appointment by judges of the circuit courts in circuits having five or more circuit judges, of court reporters designated by the parties to any matter, cause, or proceeding, to act as official court reporters; to define their duties, and fix their compensation, and the method of payment thereof; to provide for the taxation of the compensation of such reporters as costs, and for the reimbursement of parties who shall pay the compensation of such reporters; and to provide that the transcript of such court reporter of the testimony, or other oral proceedings in any matter, cause, or proceeding in said courts, when certified by such reporter, shall be prima facie evidence of such testimony, or other oral proceedings, and shall be admissible in evidence of such testimony or other oral proceedings whenever proof thereof is otherwise competent.

H. 870. To provide for and prescribe fees to be paid on the consolidation or merger of corporations.

H. 869. To amend section 3643 of the Code of Alabama 1907.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report with amendment:

H. 1035 (with amendment). To amend section 3793 of the Code of 1907.

H. 1023 (with amendment). To provide for bailiffs for the circuit courts in all counties in Alabama having a population of not less than 26,850 and not exceeding 26,890 according to the Federal census of 1910.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 999. To provide for and regulate the payment of officers' costs in criminal cases where the defendant is acquitted or where State takes a nolle prosequi, or where case is abated by the death of defendant, or where the indictment is withdrawn and filed in counties having a population according to the last Federal census of not less than eighteen thousand three hundred and not exceeding eighteen thousand five hundred.

H. 985. To authorize the compiling of any or all fiduciary fees, and witness fees, in the hands of registers in chancery and clerks of courts of record, in all counties of the State of Alabama which have a population of more than two hundred thousand, or which may hereafter have a population of more than two hundred thousand, which fees have been in the hands of any of such officials, or have been paid into their hands by any former official or whom they are the legal successor, and are unclaimed for a period of three years, and to provide for the payment of same by such officers into the treasury of their respective counties.

H. 981. To amend sections 10 and 21 of the act of the Legislature of Alabama, entitled "An act to provide for the government by a commission of all cities in Alabama which now have, or which may hereafter have a population of one hundred thousand people, or more according to the last Federal census or any such census which may hereafter be taken, when such cities by an election adopt the provisions of this act; to provide for the selection and election of commissioners and their terms of office; to fix their powers, duties and compensation; to punish improper conduct in connection with the election of said commissioners, and to otherwise provide for the creation, conduct and maintenance of said commission form of government, and to repeal all

laws and parts of laws in conflict with the provisions of this act," approved September 25, 1915, be amended so as to read as follows:

H. 978. To provide for the payment of ex-officio fees to clerks of circuit courts in all counties of this State having at the last Federal census over fifty thousand inhabitants and under fifty-five thousand inhabitants.

H. 987. To declare a lien in favor of landlords upon livestock raised or grazed upon rented land.

H. 1040. To authorize and direct the sheriffs of all counties having a population of not less than 26,940 nor more than 27,000, according to the last Federal census or any subsequent census, to employ a janitor to keep the jail and grounds of said jails in a cleanly and sanitary condition; and to authorize and direct the boards of revenue or commissioners courts of said counties to pay the monthly salaries of said janitors by warrants issued therefor by the said boards of revenue or like governing bodies.

H. 1039. To repeal an act entitled an act to provide for the construction, repairing, working and maintaining of the public roads of Russell county, Alabama, and to provide for the levying of a tax for the same and for punishing road defaulters, approved September 26th, 1903, Local Acts 1903, page 355, et sequiter.

S. 515. To amend section 3860 of the Civil Code of Alabama so as to authorize and provide the procedure for suits by the State of Alabama for the condemnation of lands for public uses.

Mr. Tompkins, chairman of the Standing Committee on the Revision of Laws, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with amendment:

S. 279 (with amendment). To fix the compensation of members of the courts of county commissioners and boards of revenue in all counties having a population of not less than 30,900, and not more than 30,975 according to the last Federal census, and to provide for the payment of the same.

Mr. Tompkins, chairman of the Standing Committee on the Revision of Laws, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

S. 369. To authorize and empower the court of county commissioners, the board of revenue, or other governing body of the several counties of this State to issue interest bearing warrants of the county in settlement of debts or other obligations incurred

in the construction or maintenance of public roads or necessary public buildings, or as a security for money borrowed for the payment of such debt or obligation and to issue and sell interest bearing warrants to secure funds for the payment of such debt or obligation and to regulate and prescribe the method of issuing such interest bearing warrants.

S. 522. To amend an act entitled an act "To ratify, confirm, and validate the census of the cities and towns in the State of Alabama, of seven (7,000) thousand inhabitants and less, where the same has been taken as provided by the Code of Alabama of 1907, and the report of the same filed in the office of the secretary of State," approved April 4th, 1911.

S. 452. To amend section 2686 of the Code of Alabama of 1907.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with amendment:

S. 442 (with amendment). To create the office of State fire marshal, and to provide for the appointment of deputy marshal and assistant; to define their powers and duties and to fix their compensation; provide ways and means for the enforcement of this act and penalties for violation thereof; and to provide means for defraying the expenses incurred under the provisions hereof.

Mr. Dickson, chairman of the Standing Committee on Education, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with amendment:

H. 795 (with amendment). To provide a complete educational system for the State of Alabama; to provide a public school fund; to provide for the administration of the public schools and to create a State board of education and to prescribe its powers and duties; to make appropriations for elementary schools and other institutions of learning in the State, including the University of Alabama, Alabama Polytechnic Institute, Alabama Technical Institute for Women, Agricultural and Mechanical Institute for Negroes, Tuskegee Normal and Industrial Institute, State normal schools, State secondary agricultural schools, Northeast Alabama Agricultural and Industrial Institute, county high schools, Alabama School for the Deaf, Alabama School for the Blind, Alabama School for Negro Deaf and Blind, Alabama Boys' Industrial School, Alabama Reform School for Juvenile Negro Lawbreakers; to provide for the erection of

certain necessary buildings and to make appropriations for the same; to create county and city boards of education, to define their respective powers and duties; to provide for the payment of their necessary expenses, including equipment and furniture, to provide for holding elections for the one mill county tax on each dollar of taxable property, under the Constitution of 1901; to provide for holding elections for county tax of three mills or less, on each dollar of taxable property, under the amendment to the Constitution of 1901; to provide for holding elections for district taxes of three mills or less, on each dollar of taxable property, prescribe the method of holding such elections; to prescribe the duties and powers of the State superintendent of education and to fix his compensation; to make appropriations for the State department of education and to define its duties and powers; to provide for the appointment of county superintendents of education, to define their powers and duties and to provide for their compensation; to provide for boards of school trustees; to provide for the appointment of city superintendents of education and to define their powers and duties and provide for their compensation; to provide for boards of school trustees; to provide for the appointment of city superintendents of education and to define their powers and duties and provide for their compensation; to provide for supervisors of schools in the various counties and cities and to fix their powers and duties and to provide for their compensation; to provide for a bonus fund for counties levying and collecting a special tax for school purposes and to fix the amount, proportioned upon the rate of such special tax; to provide for a county treasurer of public school funds; to provide for compulsory attendance upon the schools of the State, within certain ages, and to fix penalties and provide for the appointment of attendance officers and to define their duties and fix their compensation, and to provide the method of enforcement of compulsory attendance within the ages prescribed; to provide for the certification of teachers, how such certificates may be obtained, the length of time they are to be in force and to provide appropriations for the necessary expenses of conducting teachers' examinations and issuing certificates and to provide the necessary clerical and other assistants in and about this business; to provide for the training of teachers in actual service and make appropriations for the expenses thereof; to provide pecuniary assistance for the erection, repair and equipment of rural school houses throughout the State and to prescribe the methods and conditions under which such assistance may be obtained, and to make appropriations therefor; to provide for the sale and conveyance of certain lands which have been conveyed to the State

for school purposes; to provide for rural libraries throughout the State, and to provide the method by which assistance to such rural libraries may be obtained, and to provide appropriations therefor; to provide for vocational education and to make appropriations therefor; to provide for the removal of illiteracy among adults as well as among minors and to make appropriations therefor; to provide uniform textbooks throughout the State and to create a State textbook committee and define its powers and duties; to provide for county high schools and to prescribe the conditions under which such county high schools may obtain assistance from the State, and to make appropriations therefor, and to provide that such county high schools may be assisted financially by county boards of revenue or boards of education, or by municipalities, or by private agencies; to provide for county high school treasurers, to fix their bonds and prescribe their powers and duties and to provide for the payment of the premium upon their bonds; to provide for county treasurers of school funds, to fix their bonds and prescribe their powers and duties and to provide for the payment of the premium upon their bonds; to provide for the establishment of six State secondary agricultural schools, to provide the method of their location, to provide for their management and control, and to make appropriations therefor; to provide for certain State normal schools, to provide for their control and management and to make appropriations therefor, and to make special appropriations for certain buildings, improvements, and for the purchase of real estate and for the payment of certain indebtedness therefor; to make appropriations for the Tuskegee Normal and Industrial Institute, the Agricultural and Mechanical Institute for Negroes; to change the name of the school heretofore established at Montevallo as the "Alabama Girls' Industrial School," later known and called the "Alabama Girls' Technical Institute," to the name of the Alabama Technical Institute for Women," to provide its powers and duties; to create a board of trustees for such institute, to prescribe their powers and duties and their method of appointment and length of service, and to make appropriations therefor; to provide for the control and management of the Alabama Polytechnic Institute, to define the powers and duties of the board of trustees for such institute, the method of appointment of such trustees, and to make appropriations therefor; to provide for the control and management of the University of Alabama, to define the powers and duties of the board of trustees for such University, the method of appointment of such trustees, and to make appropriations therefor; to provide for the summer schools at the University of Alabama and to make appropriations there-

for; to create a State council of education, to prescribe its powers and duties and to make appropriations therefor; to provide for the management and control of the Alabama Institute for the Deaf, to create a board of trustees therefor and to provide for the method of their appointment and the length of service, and to provide appropriations therefor; to provide for the management and control of the Alabama Academy for the Blind, to create a board of trustees therefor, and to provide for the method of their appointment and the length of service, and to provide appropriations therefor; to provide for the management and control of the Alabama School for Negro Deaf Mutes and Blind, to create a board of trustees therefor and to provide for the method of their appointment and the length of service and to provide appropriations therefor; to provide for the maintenance and establishment of the Alabama Boys' Industrial School, to provide for the management and control thereof and for the appointment of a board of directors, to define their powers and duties and the method of committing white boys thereto, and to make appropriations for such school; to provide for the maintenance and establishment of the Alabama Reform School for Juvenile Negro Lawbreakers, to provide for the management and control thereof and for the appointment of a board of directors, to define their powers and duties and the method of committing negro boys thereto, and to make appropriations for such school; to provide for the lease and sale of school lands in this State; to provide for the abolishment of township lines for school purposes; to require private, denominational and parochial schools to give regular instruction in all schools under their direction as to the nature of alcoholic drinks, tobacco and other narcotics, and their effect upon the human system; to provide penalties for the violation of the provisions of this act and to provide for the repeal of inconsistent laws heretofore enacted.

Mr. Dickson, chairman of the Standing Committee on Education, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

S. 240. To provide for the inspection of all public or private hospitals, reformatories, houses of detention, convents, asylums, sectarian seminaries, schools or other institutions in the State of Alabama; to authorize the appointment of inspectors, and to provide penalties for the violation of any of the provisions hereof.

H. 781. Fixing the number, location, manner of election and term of office of the members of the school board of the city of Ozark, Alabama.

S. 314. To provide for instruction in regard to the humane protection of animals in the public schools.

S. 532. To authorize the consolidation of contiguous territory in two or more adjoining counties into one school district; to provide for the management and control of the school or schools of such consolidated district; to provide for the levy and expenditure of funds and for the issuance of interest bearing warrants for the erection, repair or equipment of school buildings in such consolidated district; to provide for the maintenance and support of the school or schools in such consolidated district, and to ratify and confirm local tax elections held in the territory consolidated prior to such consolidation.

H. 944. To provide for the establishment and maintenance of public school libraries by counties, to provide for their government and supervision, and to authorize the co-operation and affiliation of rural, town and village school libraries with any libraries so organized.

S. 414. To provide for the reading of the Holy Bible in the schools in Alabama that are supported in part or in whole by public funds and to provide for the enforcement of the same.

S. 407. To fix the time when a special school tax levied by any county or school district shall become collectible, and to provide for the levy and collection thereof.

Mr. Oakley, acting chairman of the Standing Committee on Commerce and Common Carriers, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report, with substitute:

H. 894 (with substitute). To compel all railroad companies and all electric railway companies or other companies or persons operating railroads in the State of Alabama to put and keep the approaches and crossings of public road crossings of such company railroad tracks in proper repair.

Mr. Oakley, acting chairman of the Standing Committee on Commerce and Common Carriers, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report with amendment:

H. 889 (with amendment). To require all companies, corporations, lessees, owners or receivers of any railroad or railway company operating passenger cars in this State to cause the doors and windows of such cars to be screened, under regulations to be adopted by the Alabama public service commission.

Mr. McLeod, chairman of the Standing Committee on Public Health, reported that said committee, in session, had acted on

the following bill, and ordered the same returned to the House with a favorable report:

H. 1033. To require the superintendent, manager, intern, or other person in control or in charge of hospitals, and physicians, treating injured persons, to report, to the chief of police and sheriff, any and all injured persons coming into such hospital, in counties having a population of two hundred thousand or more, according to the last Federal census or any future Federal census, and to fix penalties for the violation thereof.

Mr. Long of Sumter, chairman of the Standing Committee on Agriculture, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report:

H. 991. To regulate the registration, branding, sale, tagging and analysis of commercial fertilizers, acid phosphates, fertilizer materials and chemicals in the State of Alabama; to authorize the commissioner of agriculture and industries to prescribe rules and regulations for carrying out the provisions of this act; to provide for the payment of salaries and expenses out of the funds accruing hereunder and to fix penalties for violation of this act.

Mr. Lynne, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report:

H. 1038. To repeal an act entitled "An act to authorize and empower the Decatur Land Company, a corporation, to list certain of its lands to tax assessor of Morgan county in acreage." Approved December 13, 1900.

Mr. Brindley, chairman of the Standing Committee on Municipal Organizations, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report:

S. 529. To propose and submit to the qualified electors of the State of Alabama at an election to be held on the first Monday after the expiration of three months from and after the final adjournment of the present Legislature, at which this amendment is proposed, an amendment to the Constitution of Alabama whereby the city of Anniston may levy and collect a rate of taxation on the property situated therein not exceeding in the aggregate in any one year of one and one-half per centum of the value of such property as assessed in the manner provided by the Constitution and the statutes now or hereafter enacted pursuant to the Constitution; provided, however, that the total

rate of taxation levied by such municipal corporations shall not in any one year exceed one per centum per annum, unless the rate in excess thereof has been submitted to and authorized by an election by the qualified electors of such municipal corporation at elections to be held from time to time for such purposes and to provide for such elections.

S. 547. To authorize municipal corporations having a population of not less than 6,689 inhabitants nor more than 7,000 inhabitants according to the last Federal census or any subsequent Federal census that may be hereafter taken, to improve streets and sidewalks, and sections of streets and sidewalks, by the construction of electric lighting systems known as "White Ways" and charge the expense thereof to the abutting property owners, provided the cost of such construction shall not be in excess of the increased value of said property charged with such improvement, and provided such lighting system shall not apply to nor include over-head street lighting; and to provide for such municipal corporations to maintain such lighting systems after they have been established and to provide and pay for the cost of the current and expense of such maintenance thereafter.

Mr. Andrews, chairman of the Standing Committee on Banking and Insurance, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report:

H. 831. To prohibit the obtaining of money, property, or thing of value, or the making, uttering or delivery of any check, draft, or order in payment of any obligation, with intent to defraud; to fix the punishment for the violation thereof, and to prescribe a rule of evidence in prosecutions thereunder.

Mr. Long of Butler, chairman of the Standing Committee on Military, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report:

S. 382. To regulate and provide for the military forces of the State of Alabama, and to promote its efficiency; to prescribe rules, regulations and means for its organization, armament, equipment, discipline, control and supervision; to provide for its maintenance, support and upkeep; to provide means for the enforcement of this act; and to fix penalties and punishments for the violation of this act.

Mr. Dunnaway, chairman of the Standing Committee on Ways, Means and Appropriations, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report:

S. 511. To amend and consolidate sections 54, 55, 56, 57 and 58, of the Code, and the act of April 7, 1911, and the act of March 9, 1915, all relating to the "Canebrake Agricultural Experiment Station," at Uniontown, Alabama.

H. 879. To amend section 5978, Code of Alabama of 1907.

H. 930. To amend section 1664 of the Code of Alabama.

S. 394. For the relief of T. H. Pearson.

H. 994. To amend section 1608 of the Code of Alabama of 1907.

H. 977. To amend subdivision 7, section 1678, chapter 41. of the Code of 1907 to read as follows:

H. 1001. To make appropriations to the State normal schools for white teachers located at Florence, Jacksonville, Livingston, Troy, Daphne and Moundville.

H. 1002. To provide for the making of appropriations to the Alabama School of Trades and Industries at Ragland, Alabama.

H. 1003. To change the name of the Northeast Alabama Agricultural and Industrial Institute at Lineville and to make an appropriation for its maintenance and support.

H. 1004. To change the name of each of the nine branch district agricultural schools and experiment stations and to make appropriations for their maintenance and support.

H. 1005. To make an appropriation for the maintenance and supervision of county high schools.

H. 1006. To make an appropriation to the Alabama Illiteracy Commission or to the State board of education, if created, for the removal of illiteracy in Alabama.

H. 1008. To amend section 1678 of the Code of Alabama of 1907.

H. 1009. To provide for changing the name and for making an appropriation to the Huntsville State Normal and Industrial School.

H. 1012. To amend an act entitled an act "To create and establish a reform school for the training of juvenile negro law-breakers at Mt. Meigs, Alabama; to make appropriations for the purpose, and accept by donation all such lands and buildings as are needful therefor; to create a board of trustees, and to provide for the suitable management of said institution." Approved April 24, 1911.

H. 1013. To make appropriations to the Alabama Boys' Industrial School.

H. 1014. To make an appropriation to Tuskegee Normal and Industrial Institute.

H. 1011. To make an appropriation for the erection, repair and equipment of rural schoolhouses.

H. 1015. To make an appropriation for the State Normal School for colored teachers located at Montgomery.

H. 1017. To make appropriations to the University of Alabama.

H. 1018. To amend section 1946 of article 27 of the Code of Alabama of 1907.

H. 1019. To amend sections 1941 and 1942 of article 26 of the Code of Alabama of 1907.

H. 1020. To amend section 1952 of article 28 of the Code of Alabama of 1907.

By Mr. Dickson:

H. 1021. To make an appropriation for the benefit of those counties that may be levying and collecting a special county school tax during any fiscal year, and to provide for the expenditure of the funds set apart for any county by the county board of education.

Mr. Dunnaway, chairman of the Standing Committee on Ways, Means and Appropriations, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report with substitute:

H. 1010 (with substitute). To make an appropriation to the Alabama Girls' Technical Institute.

H. 1016 (with substitute). To make appropriations to the Alabama Polytechnic Institute.

Mr. Dunnaway, chairman of the Standing Committee on Ways, Means and Appropriations, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report:

H. 916. To provide for the expense of this session of the Legislature.

S. 559. To provide for the expense of this session of the Legislature.

H. 820. For the relief of R. H. Hudson of Robinson Springs, Alabama, and to appropriate and pay to him the sum of \$110.65.

H. 928. To amend section 1 of the act entitled "An act to regulate the fees of the sheriffs for feeding prisoners in jail under charge or conviction of any indictable offense, and to provide the payment therefor.

S. 247. To establish a child welfare department for the State of Alabama, to prescribe its duties, functions, and powers, to provide for the appointment of an executive and other officers of such department, to define their duties, to provide for their compensation, and to provide for the maintenance and other expenses of such department.

S. 285. To make an appropriation for the relief of Robert H. Greene.

Mr. Lynne, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 1028. To provide for elections, to be held at the time of holding general elections in this State in all counties in which local county stock laws are now in force, having not less than 30,500 nor more than 31,000 population, either by the Federal census of 1910, or by any subsequent census to ascertain whether a majority of the qualified electors of such counties desire or favor a modification of said local stock law.

H. 1041. To vacate and annul the street or alley in the town of Livingston, Alabama, leading from the Wetmore Lane, near the residence of Marcellus Speight, by the residence formally owned by Mrs. Matilda Greene, and intersecting with the street leading from the Livingston and Gainesville road, to the Hopkins place, also the street of alley leading from the Livingston and Gainesville road in the direction of the colored Baptist church, and lying between the campus of the Alabama Normal College and the property formally owned by Miss Julia Tutwiler, and known as the "Twin Gables."

H. 1024. To validate and make legal all bonds of the city of Athens, Alabama, issued, or to be issued, bearing interest at the rate of six per centum per annum and to run for a period of thirty years, provided a majority of the qualified electors of said city, voting in such election, have, at an election held for such purpose, voted in favor of the issuance thereof, and, provided, such election was held prior to July 1st, 1919.

H. 1027. To validate and make legal all bonds of the city of Athens, Alabama, issued or to be issued, bearing a rate of interest at the rate of six per centum per annum and to run for a period of thirty years, provided a majority of the qualified electors of said city, voting in such election, have at an election held for that purpose, voted in favor of the issuance thereof, and provided, such election was held prior to July 1st, 1919.

S. 490. To close and abandon certain described portions of certain streets, avenues, alleys, etc., in the city of Sheffield, county of Colbert and State of Alabama, and certain wharves, docks, landing places and other public places within the said city of Sheffield, county of Colbert and the State of Alabama.

S. 549. To regulate costs, charges and fees in trials before the county courts and to provide for the collection thereof; to

fix the salaries of judges of the county courts and to provide for their payment; to provide for clerks of the county court and to regulate their compensation.

S. 525. To regulate and define the power and jurisdiction of constables in all counties in the State of Alabama having a population of 200,000 or more, according to the last or any future Federal census.

The above and foregoing bills were severally read a second time and placed on the calendar.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following resolution and ordered the same returned to the House with a favorable report with amendment:

H. J. R. 156 (with amendment). Be it resolved by the House of Representatives, the Senate concurring, that there shall be and there is hereby proposed an amendment to the Constitution of the State of Alabama for the purpose of amending section 93 by adding thereto and at the conclusion thereof the following words: "For the purpose of providing compensation to workmen and their dependents for death, injuries or occupational disease, occasioned in the course of such workmen's employment, laws may be passed establishing a State fund to be created by compulsory contribution thereto by employers, and administered by the State, determining the terms and conditions upon which payment shall be made therefrom, and taking away any and all rights of action or defenses from employees and employers. Laws may be passed establishing a board which may be empowered to classify all occupations according to their degree of hazard, to fix rates of contribution to such fund according to such classification, and to collect, administer, and distribute such fund, and to determine all rights of claimants thereto.

The above resolution was read a second time at length and placed on the favorable calendar of the House.

BILL TAKEN FROM ADVERSE CALENDAR.

Mr. Jones of Montgomery called up his motion to take the bill S. 186 from the adverse calendar. The motion prevailed and the bill, S. 186. To amend section 3713 of the Code of Alabama of 1907, was read a second time and placed upon the favorable calendar of the House.

BILLS REPORTED ADVERSELY.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the

following bill and ordered the same returned to the House with an adverse report:

H. 941. To authorize the court of county commissioners or board of revenue in all counties in this State having a population of not less than eighteen thousand, eight hundred and eighty-nine and not more than eighteen thousand, eight hundred and ninety, according to the last preceding Federal census, to furnish to the sheriff in said county an automobile to be used by the sheriff in the discharge of his duties as sheriff, and to pay all expenses of operating said automobile, and of keeping the said automobile in repair.

Mr. Long of Sumter, chairman of the Standing Committee on Agriculture, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with an adverse report:

H. 309. To amend section 38 of the Code of Alabama.

H. 836. To regulate the sale and installation of lightning rods in the State of Alabama; to prescribe the duties of the insurance commissioner in issuing licenses and passing upon the qualifications of applicants therefor; to prescribe the sum of such licenses; to fix the penalty for violations of this act and to otherwise regulate the same.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with an adverse report:

H. 950. To regulate the sale of timber, logs, poles, posts and cross ties.

H. 954. To amend sections 2520 and 2539 of the Civil Code of Alabama, 1907.

INTRODUCTION OF BILLS.

On a call of counties bills were introduced, severally read one time and referred to appropriate standing committees as follows: By Mr. Ross:

H. 1046. To amend section 1 of an act entitled "An act to provide for the election of a solicitor for each judicial circuit in the State; to fix his compensation; authorize the appointment or election of deputy solicitors and assistant solicitors, prescribe their duties and authority, and fix their compensation," approved September 25, 1915.

Local Legislation.

By Mr. Adams:

H. 1047. To make an appropriation for the rebuilding of the Ninth District Agricultural School now located by law at Blountsville, Blount county, in this State.

Ways, Means nad Appropriations.

By Mr. Stewart (with notice and proof):

H. 1048. To detach that part of Chilton county, Alabama, embraced in township 21, range 11 east from Chilton county, Alabama, and attach same to Bibb county, Alabama.

County and County Boundaries.

Notice and Proof H. 1048:

NOTICE.

State of Alabama, }
Bibb County. }

Notice is hereby given that a bill will be introduced at the present, 1919, session of the Legislature of the State of Alabama, for the passage of a law to detach that part of Chilton county, Alabama, embraced in township 21, range 11 east, from Chilton county, Alabama, and attach same to Bibb county, Alabama.

The State of Alabama, }
Bibb County. }

Before me, Grace Avery, notary public in and for said State and county, personally appeared L. H. Nunnelee, who being by me first duly sworn, deposes and says:

That he is editor and publisher of the Centerville Press, a weekly newspaper published in Centerville, Bibb county, Alabama, and that notice, of which a true copy is hereto attached, was published in said newspaper once a week for four consecutive weeks and being in the issues of the said newspaper of the following dates, viz.: January 16th, January 23rd, January 30th, and February 6th, 1919.

L. H. Nunnelee,

Editor and Publisher, Centerville Press.

Sworn to and subscribed before me, this July 8th, 1919.

Grace Avery,

(Seal)

Notary Public, Bibb County, Ala.

The State of Alabama, }
County of Chilton. }

Before me, Lawrence F. Gerald, a notary public in and for said State and county, personally appeared W. B. Corley, who being by me first duly sworn deposes and says, that he is the publisher of the Clanton Press, a newspaper published in Chilton county, Alabama, and that the following notice, viz.:

"The State of Alabama, Chilton County;

Notice is hereby given that a bill will be introduced at the present, 1919, session of the Legislature of the State of Alabama for the passage of a law to detach that part of Chilton county, Alabama, embraced in township 21, range 11 east, from Chilton county, Alabama, and attach same to Bibb County, Alabama," was published in the above named paper for four consecutive weeks, viz.: January 23rd, 1919; January 30th, 1919; February 6th, 1919, and February 13th, 1919.

W. B. Corley,

Publisher of Clanton Press.

Sworn to and subscribed before me this the 3rd of Sept., 1919.

Lawrence F. Gerald,
Notary Public.

By Mr. Hawkins:

H. 1049. To provide for the construction of a fireproof building for the safekeeping of all county records in all counties of the State having more than 150,000 population according to the last or any succeeding Federal census and to provide for the keeping of records therein.

Rules.

By Mr. Dickson:

H. 1050. To provide for the establishment of libraries in the rural, town and village schools of Alabama, to make an appropriation therefor, to provide for their maintenance and for their improvement, to authorize the commissioners' court or the board of revenue of the several counties to make an appropriation for the establishment and support of said libraries, and to provide rules and regulations under which said libraries shall be established and maintained.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1051. To make an appropriation to the State board of education.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1052. To amend section 1780 of the Code of Alabama of 1907.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1053. To make appropriations to the State department of education.

Ways, Means and Appropriations.

By Mr. Harrison:

H. 1054. To amend section 3207 of the Civil Code of 1907.
Revision of Laws.

By Mr. Cobbs:

H. 1055. To appropriate the sum of one thousand dollars out of the State treasury to pay the unpaid salary of the president of the oyster commission of the State of Alabama.

Ways, Means and Appropriations.

By Mr. Jones of Montgomery:

H. 1056. To fix the salary of all judges of probate in all counties in this State which now have or which may hereafter have a population of as much as eighty-two thousand people and less than two hundred thousand people according to the last Federal

census or any such census which may hereafter be taken, who are now or may hereafter be paid on a salary basis, and also for clerical help and other expenses and to provide for payment thereof.

By Mr. Jones of Montgomery (with notice and proof):

H. 1057. To appropriate \$186.08 to be paid to Montgomery Fair, a corporation, in payments of debts due said corporation by the State of Alabama for supplies, contracted prior to January 1, 1915, by the following departments, for the following amounts: Convict department, \$7.20; Department of agriculture, \$7.96; Department of immigration, \$9.00; Court of appeals, \$30.17; Maintenance department, \$131.75.

Ways, Means and Appropriations.

Notice and Proof H. 1057:

NOTICE.

Notice is hereby given that a bill will be introduced in the Legislature of Alabama at its present session, to be entitled, "An act to appropriate \$186.08 to be paid to Montgomery Fair, a corporation, in payment of debts due said corporation by the State of Alabama, for supplies, contracted prior to January 1, 1915, by the following departments, for the following amounts:

Convict Department	\$ 7.20
Department of Agriculture	7.96
Department of Immigration	9.00
Court of Appeals	30.17
Maintenance Department	131.75

Montgomery, Ala., July 23, 1919.

State of Alabama, }
County of Montgomery. }

Personally appeared before me, William Berridge, a notary public in and for said State and county, E. E. Glantz, who, being duly sworn, deposes and says that he is bookkeeper of the Montgomery Times, a newspaper published in Montgomery, in said State and county, and that the notice (a true copy of which is hereto attached) was published in said paper for four consecutive weeks, (one insertion each week) commencing on the 7th day of June, 1919.

E. E. Glantz.

Given under my hand this 26th day of July, 1919.

Wm. Berridge,
Notary Public, Montgomery County, Ala.

By Mr. Jones of Montgomery (with notice and proof):

H. 1058. To change the boundary line between Montgomery and Crenshaw counties so as to take into Montgomery county the following described land, now situated in Crenshaw county, Alabama, to-wit: The northwest quarter (N. W. $\frac{1}{4}$) and the west half (W. $\frac{1}{2}$) of the northeast quarter (N. E. $\frac{1}{4}$) section five (5); also the northeast quarter (N. E. $\frac{1}{4}$) and the east half

(E. $\frac{1}{2}$) of the northwest quarter (N. W. $\frac{1}{4}$) section six (6), township eleven (11) range eighteen (18).

County and County Boundaries.

Notice and Proof H. 1058:

TO WHOM IT MAY CONCERN:

There will be a bill introduced in the present House of Representatives and Senate of the State of Alabama asking for a change of the county line between Montgomery and Crenshaw counties. It is proposed in the bill to transfer the following land from Crenshaw to Montgomery county: the northwest fourth and the west half of the northeast fourth, section 5, township 11, range 18; and the northeast fourth and the east half of the northwest fourth, section 6, township 11, range 18.

AFFIDAVIT OF PUBLICATION.

I, O. Anderson, circulation manager of the Montgomery Journal, a newspaper, published daily at Montgomery, Montgomery county, Alabama, do solemnly swear that a copy of the above notice, as per clipping attached, was published four times in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated August 7, 1919, and ending with the issue dated August 28, 1919.

O. Anderson (L. S.)

Subscribed and sworn to before me this 5th day of September, 1919.

L. L. Mooneyhan,

(Seal)

Notary Public, Montgomery County, Ala.

TO WHOM IT MAY CONCERN.

There will be a bill introduced in the House of Representatives and Senate of the State of Alabama asking for a change of the county line between Montgomery and Crenshaw counties. It is proposed in the bill to transfer the following land from Crenshaw to Montgomery county: the northwest fourth and the west half of the northeast fourth, section 5, township 11, range 18; and the northeast fourth and the east half of the northwest fourth, section 6, township 11, range 18.

AFFIDAVIT OF PUBLICATION.

I, C. L. Kettler, publisher of the Crenshaw County News, a newspaper published weekly at Luverne, Crenshaw county, Ala., do solemnly swear that a copy of the above notice, as per clipping attached, was published once a week in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive weeks commencing with the issue dated August 7th, 1919, and ending with the issue dated August 28, 1919.

C. L. Kettler.

Subscribed and sworn to before me this 4th day of September, 1919.

Wilkie Pope,
(N. P.)

(Seal)

By Mr. Longshore:

H. 1059. To designate the public road from Chancellor's Ferry and running in a northerly direction to Creswell church, and on by way of Vincent, Sterrett, Vandiver, Dunnovant, inter-

secting the main highway of Jefferson county near Leeds, Alabama, as a State trunk road.

Public Roads and Highways.

By Mr. Longshore:

H. 1060. To amend section 2 of an act of the Legislature of 1915, page 368, to designate certain public roads of the State of Alabama, as State trunk roads, and to provide the manner in which such roads shall be located, improved and maintained.

Public Roads and Highways.

By Mr. Long of Sumter:

H. 1061. To make lawful the sale, on the payment of prescribed license fees, of beverages, soft drinks and other non-intoxicating liquids, containing not more than one-half of one per cent alcohol, and to prescribe penalties for violations of this act.

Temperance.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following joint resolution:

By Mr. Acker:

S. J. R. 134. Resolved by the Senate, the House concurring, that when the two houses adjourn today, they adjourn to meet on Wednesday, Sept. 10, at 10 o'clock A. M.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Lynne, the House concurred in and adopted the S. J. R. set out in the above and foregoing message from the Senate.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill:

S. 521. To create the department of examiners of accounts, to prescribe its powers, duties and functions, provide for the appointment of a chief examiner and assistant examiners, to regulate the duties and compensation of such officials, and to provide clerical help for said department.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee as follows:

Revision of Laws: S. 521.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following joint resolution:

By Mr. Evins:

S. J. R. 136. Be it resolved by the Senate, the House concurring, that the governor be and he hereby is, requested to return to the Senate, Senate bill 399, relating to the salaries of the judges of the court of appeals.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Tompkins, the House concurred in and adopted the S. J. R. 136, which is set out in the above and foregoing message from the Senate.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and as amended has passed the following House bill:

H. 650. To provide for the appointment of bailiffs in circuits composed of only one county and having four or more judges, and having a sheriff serving on a salary basis, and to fix the compensation of such bailiffs and provide for its payment.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Arnold, the House concurred in and adopted the Senate amendment to the bill, H. 650, said Senate amendment being as follows:

Amend sections 1, 2 and 3 of House bill 650 by making said sections 1, 2 and 3 read as follows:

Section 1. That in all counties of the State of Alabama having a population of two hundred thousand or more according to the last or any subsequent Federal census, the bailiffs of all courts of record in such counties shall be appointed by the judges

of such court. Each judge to appoint the bailiff or bailiffs who act in the division of the court over which such judge presides and such bailiff to serve at the pleasure of the judge.

Section 2. Each such bailiff shall receive an annual salary of fifteen hundred dollars (\$1,500.00) to be paid in monthly installments out of the county treasury on the warrant of the judge appointing the bailiff in the same manner as the county officials are paid.

Section 3. When the services of such bailiffs are not required by the judge by whom they were appointed, such judge may order them to serve all civil process referred to them by the sheriff of the county, and for such purpose they shall have the same power and authority as is now conferred by law upon deputy sheriffs in such counties.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Ingram	Parker
Adams	Dansby	Jones (Escambia)	Partridge
Albright	Deese	Jones (Montgomery)	Pittman
Alexander	Dickson	Johnson	Preston
Allen	Dodson	Jordan	Robertson
Andrews	Dunaway	Lee (Perry)	Russell
Arnold	Ellis (Bullock)	Lewis	Salter
Baker	Ellis (Elmore)	Long (Butler)	Shaw
Barganier	Faulk	Long (Sumter)	Sherrod
Blunt	Graham (Autauga)	Longshore	Smith
Bracken	Graham (Clarke)	Lynne	Sparks
Brindley	Guy	Mathews (Clarke)	Stoddard
Burks	Hale	McDonald	Trammell
Burns	Hawkins	McLeod	Van de Graff
Carnley	Holmes (Baldwin)	Oakley	Williams
Christian	Holmes (Elmore)	Orr	Wilson
Cobbs	Howle		

—66

REPORT OF CONFERENCE COMMITTEE.

We, your Committee of Conference on a disagreement of the two houses, on House bill No. 12, make the following report:

We recommend that the Senate recede from its amendment to said bill.

E. M. Baker,

D. C. Mathews,

Conferees on the part of House.

J. A. Nance,

B. T. Phillips,

Conferees on the part of Senate.

On motion of Mr. Baker, the House concurred in and adopted the conference report on the disagreement of the two houses, on the Senate amendment to the bill, H. 12.

Yeas, 66; Nays, 0.

Yeas:**Messrs:**

Mr. Speaker	Crump	Jordan	Ross
Adams	Dansby	Lawson	Russell
Albright	Deese	Lewis	Salter
Alexander	Dickson	Lynne	Shaw
Allen	Dodson	Mathews (Clarke)	Simpson
Andrews	Faulk	Mathews (Wilcox)	Smith
Arnold	Gilbert	Milford	Sparks
Baker	Griffin	Moorer	Stewart
Benners	Guy	Murphree	Tompkins
Blunt	Hale	McDonald	Truss
Bracken	Hardaway	McLeod	Tunstall
Burks	Hare	Oakley	Waddell
Burns	Hawkins	Oliver	Whorton
Carnley	Hollis	Orr	Williams
Clayton	Howle	Pittman	Wilson
Cliett	Ingram	Reynolds	Woodard
Cobbs	Johnson		

—66

MESSAGE FROM THE SENATE.**Mr. Speaker:**

The Senate has concurred in and adopted the report of the Committee of Conference on the disagreement of the two houses on the Senate amendment to the bill:

H. 12. To amend an act entitled, "An act to amend section 3317 of the Code of Alabama, 1907. Relates to the publication of receipts and disbursements, by counties," approved September 25, 1915.

Said report of the Conference Committee being as follows:

We, your Committee of Conference on a disagreement of the two houses, on House bill No. 12, make the following report:

We recommend that the Senate recede from its amendment to said bill.

E. M. Baker,

D. C. Mathews,

Conferees on the part of House.

J. A. Nance,

B. T. Phillips,

Conferees on the part of Senate.

W. F. Miller,

Secretary.

MESSAGE FROM THE SENATE.**Mr. Speaker:**

The Senate has originated and adopted the following Senate joint resolution:

Mr. Rogers of Sumter offered the following resolution:

S. J. R. 111. Whereas, the navigable rivers of the States are under the control of the National Government, and

Whereas, the cost of building foot and vehicle bridges across these streams are prohibitive to the counties of the states through which these rivers flow, and

Whereas, bridges across these streams are needed to encourage and promote trade between the people of the several states and are absolutely indispensable for the mobilization of our army in time of war or threatened danger,

Now, therefore, be it resolved, That Congress is hereby memorialized to so amend the highway bill giving aid to the states in the building of roads, so that the National Government may build and maintain bridges across the navigable streams of the United States without cost to the several states, at all points on these streams where designated and deemed necessary by the highway departments of the several states.

Be it further resolved, That a copy of this resolution be sent to the two senators from the State of Alabama and members of the House of Representatives from Alabama.

By Mr. Rogers of Sumter:

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The House concurred in and adopted the S. J. R. 111, which is set out in the above and foregoing message from the Senate.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill:

S. 336. To provide for the election of a county solicitor in all counties in Alabama having a population of not less than 30,800 and not more than 30,900, according to the Federal census of 1910, to fix his term of office and compensation, and prescribe his qualifications and duties.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee as follows:

Judiciary: S. 336.

RECOMMITTAL OF BILLS.

Mr. Dickson, chairman of the Standing Committee on Education, returned to the House, H. 997, with the request that the

same be referred to the Standing Committee on Ways, Means and Appropriations, and the bill:

H. 997. To provide for the support and maintenance of, and to prescribe the course of study for the State Normal School located at Daphne, Alabama.

Was recommitted to the Standing Committee on Ways, Means and Appropriations.

Mr. Orr, chairman of the Standing Committee on Corporations, returned to the House, S. 531, with the request that the same be referred to the Standing Committee on Judiciary, and the bill:

S. 531. To prescribe the various classes of stock that may be issued by corporations, to declare the rights, powers and limitations of the holders of the same, and to prescribe the methods of authorizing the issue thereof, and to provide a remedy against any unauthorized or illegal issue thereof heretofore or hereafter made, and a statute of limitations barring that or any other remedy against the same.

Was referred to the Standing Committee on Judiciary.

MESSAGE FROM THE GOVERNOR.

On motion of Mr. Baker, the House concurred in and adopted the amendment proposed by the governor to the bill, H. 381, said governor's amendment being as follows:

Gentlemen of the House of Representatives:

I herewith return, without my approval, House bill 381, levying a special tax of three-twentieths of one per cent on the taxable property for the purpose of maintaining the public roads.

In order to prevent conflict with section 215 of the Constitution limiting county taxation, I shall approve the bill if amended by adding at the end thereof the following proviso, namely:

"Provided, that the special tax hereinabove authorized shall not exceed the limitation prescribed by section 215 of the Constitution."

Respectfully,
Thos. E. Kilby,
Governor.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker

Adams

Allen

Andrews

Arnold

Austin

Baker

Benners

Blunt

Burks

Burns

Carnley

Clayton

Cliett

Cobbs

Crump

Dansby

Dickson

Dodson

Dunaway

Faulk

Fletcher

Gilbert

Griffin

Guy

Hale

Hare

Harrison

Hawkins

Hollis

Howle

Ingram

Johnson

Jordan

Lawson

Lewis

Longshore	McLeod	Ross	Sparks
Lynne	Oakley	Salter	Tompkins
Milford	Oliver	Seale	Truss
Mitchell	Orr	Shaw	Tunstall
Moorer	Pittman	Simpson	Waddell
Murphree	Preston	Smith	Whorton

—60

MESSAGE FROM THE GOVERNOR.

On motion of Mr. Howle, the House concurred in and sustained the governor's veto to the bill, H. 630, said governor's message to the House being as follows:

IN RE HOUSE BILL 630.

To the Gentlemen of the House of Representatives:

I am returning herewith House bill No. 630, for the relief of H. T. Deese, without my approval, because I see no reason why this relief, if he is justly entitled thereto, can not be had under the provisions of the general pensions act of 1915; and, because I have advice from the State pension office that this pensioner is not entitled to the full amount of the pension for the year 1914, but that a reduction of \$20.00 should be credited thereon, as having been already received by the pensioner.

Respectfully,
Thos. E. Kilby,
Governor.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jordan	Salter
Adams	Dodson	Lawson	Seale
Albright	Dunaway	Lewis	Shaw
Alexander	Faulk	Lynne	Simpson
Allen	Fletcher	Milford	Smith
Baker	Gilbert	Mitchell	Sparks
Benners	Griffin	Moorer	Stoddard
Blunt	Guy	McDonald	Tompkins
Burns	Hale	McLeod	Truss
Calvert	Hare	Oakley	Tunstall
Carnley	Hawkins	Oliver	Waddell
Clayton	Hollis	Pittman	Whorton
Cliett	Howle	Preston	Williams
Collins	Ingram	Ross	Wilson
Dansby	Johnson	Russell	

—60

On motion of Mr. Arnold, the bill S. 288 was taken from the adverse calendar and recommitted to the Standing Committee on Public Roads and Highways.

BILL ON THIRD READING.

H. 408. To amend section 1067 of the Political Code of Alabama.

Was read a third time at length and passed.
Yeas, 56; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Collins	Mathews (Clarke)	Seale
Albright	Gilbert	Matthews (Wilcox)	Shaw
Alexander	Graham (Clarke)	Milford	Sherrod
Allen	Hare	Mitchell	Smith
Andrews	Harrison	McDonald	Stewart
Arnold	Holmes (Baldwin)	Orr	Stoddard
Baker	Howie	Partridge	Trammell
Barganier	Jones (Escambia)	Peters	Truss
Blunt	Jones (Marengo)	Pittman	Tunstall
Brindley	Jones (Montgomery)	Preston	Van de Graff
Burks	Lee (Perry)	Reynolds	Whorton
Carnley	Long (Sumter)	Ross	Williams
Christopher	Longshore	Russell	Wilson
Cobbs	Lynne	Salter	Woodard

—56

S. 454 (with amendment). To amend section 1 of an act entitled "An act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained, approved September 10, 1915."

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Public Roads and Highways, said amendment being as follows:

Amend Senate bill No. 454 by striking out the words "Road No. 1," and which precede the words "Road No. 2," and insert in lieu thereof the following:

"That certain road described as beginning at the point where the Athens and Fayetteville road crosses the Tennessee-Alabama state line, extending southward to Athens, Decatur, Hartsville, Falkville, Cullman, Blounts Springs, Birmingham, Calera, Clanton, Montgomery, Lowndesboro, Selma, Gastonburg, Catherine, Pine Hill, Thomasville, Jackson, Mobile, thence to Citronelle and on to the Washington county line, connecting with the Mobile and Meridian highway; and from Mobile to Semmes, Wilmer and thence to the Mississippi state line; and from Mobile to Grand Bay, thence to Coden, and Alabama Port."

And the amendment was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Austin	Burks	Cliett
Albright	Benners	Burns	Cobbs
Allen	Blunt	Carnley	Collins
Andrews	Bracken	Clayton	Crump

Dansby	Howle	McLeod	Smith
Dodson	Ingram	Oliver	Sparks
Dunaway	Johnson	Orr	Stoddard
Faulk	Lawson	Parker	Trammell
Gilbert	Lewis	Preston	Truss
Griffin	Longshore	Ross	Tunstall
Guy	Lynne	Russell	Waddell
Hale	Milford	Salter	Whorton
Hare	Mitchell	Seale	Williams
Harrison	Moorer	Shaw	Wilson
Hollis	McDonald	Simpson	Woodard

—60

Mr. Long of Butler offered the following amendment to the bill:

Road Number 25. That certain road beginning at the intersection of the Forest Home and Greenville road with road number 11 and extending westward to Auin, Pineapple, Pineapple Station, Oak Hill, Camden, Prarie, Catherine, to intersection with road number 1, provided that the State highway commission can within its discretion designate road number 25 as it originally is named in Acts 1915, or adopt the road as described in this amendment.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cliett	Johnson	Ross
Adams	Cobbs	Jordan	Russell
Albright	Crump	Lawson	Salter
Alexander	Dickson	Long (Butler)	Seale
Allen	Dodson	Longshore	Shaw
Andrews	Dunaway	Lynne	Simpson
Arnold	Faulk	Milford	Smith
Baker	Fletcher	Mitchell	Sparks
Barganier	Gilbert	Moorer	Stoddard
Blunt	Guy	Murphree	Tompkins
Bracken	Hale	McLeod	Truss
Burks	Hare	Oakley	Tunstall
Calvert	Hawkins	Orr	Waddell
Carnley	Hollis	Pittman	Whorton
Clayton	Howle	Preston	Wilson

—60

Mr. Oakley offered the following amendment to the bill, and the amendment was adopted:

Amend S. 454, by adding thereto the following: That certain road beginning at Pine Hill and extending easterly by Holey's Ferry to Camden and from Camden to Kimbrough by Clifton Ferry.

Yeas, 60; Nays, 0.

Yeas:

Messrs:			
Mr. Speaker	Christian	Hollis	Parker
Adams	Clayton	Howle	Peters
Albright	Cliett	Ingram	Pittman
Alexander	Cobbs	Johnson	Preston
Allen	Crump	Jordan	Ross
Andrews	Dickson	Lawson	Russell
Arnold	Dodson	Lewis	Salter
Austin	Dunaway	Longshore	Shaw
Baker	Faulk	Lynne	Sherrod
Benners	Fletcher	Milford	Smith
Blunt	Gilbert	Mitchell	Stoddard
Bracken	Guy	Moorer	Trammell
Burks	Hale	Murphree	Truss
Burns	Hare	Oakley	Tunstall
Calvert	Harrison	Orr	Waddell

—60

Mr. Hare offered the following amendment to the bill:

Amend Senate bill number 454 by adding thereto the following: Road Number 11: That certain road described as beginning at Montgomery extending southward out what is known as Mobile road to Fort Deposit, Greenville, Awin, Burnt Corn, Bay Minette to Fairhope.

And the amendment was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:			
Mr. Speaker	Clayton	Lawson	Sherrod
Adams	Dickson	Lewis	Smith
Albright	Dodson	Longshore	Sparks
Alexander	Dunaway	Lynne	Stewart
Allen	Faulk	Milford	Stoddard
Andrews	Fletcher	Mitchell	Tompkins
Arnold	Griffin	Murphree	Trammell
Austin	Guy	McLeod	Truss
Baker	Hale	Oliver	Tunstall
Benners	Hare	Orr	Waddell
Blunt	Harrison	Pittman	Whorton
Burks	Hollis	Preston	Williams
Burns	Howle	Ross	Wilson
Calvert	Johnson	Seale	Woodard
Carnley	Jordan	Shaw	

—60

And the bill:

S. 454. To amend section 1 of an act entitled "An act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained, approved September 10, 1915."

As amended, was read a third time at length and passed.
Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Collins	Lee (Butler)	Salter
Adams	Dansby	Lee (Perry)	Seale
Albright	Dickson	Long (Butler)	Shaw
Alexander	Dodson	Lynne	Simpson
Allen	Faulk	Milford	Smith
Andrews	Fletcher	Mitchell	Stewart
Arnold	Griffin	Moorer	Stoddard
Austin	Guy	McDonald	Trammell
Baker	Hale	McLeod	Truss
Bracken	Hare	Oliver	Tunstall
Brindley	Harrison	Orr	Waddell
Calvert	Hollis	Pittman	Whorton
Carnley	Howle	Preston	Williams
Christopher	Johnson	Ross	Wilson
Cliett	Lawson	Russell	Woodard

—60

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill:

S. 530. To make an appropriation for the relief of John W. Abercrombie.

(With notice and proof hereto attached and exhibited as follows:)

(Copy)

NOTICE.

Notice is given that application will be made to the present Legislature of Alabama for the passage of a law for the reimbursement with interest of moneys paid into the State treasury in 1913 on account of defalcations of H. C. Gunnels as chief clerk in the department of education during our terms of office as superintendent of education, the amounts paid being, for John W. Abercrombie, \$2,931.55; for Isaac W. Hill, \$4,353.96.

John W. Abercrombie.
Isaac W. Hill.

State of Alabama, }
Montgomery County. }

Before me, L. L. Mooneyham, a notary public in and for said county and State, personally appeared Brame Hood, publisher of the Montgomery Journal, who being duly sworn deposes and says that, beginning on the 5th day of July, 1919, the notice hereto attached was published, without cost to the State, once a week for four consecutive weeks in a newspaper published at Montgomery, Alabama.

Brame Hood,

Publisher the Journal.

Subscribed and sworn to before me, this 16th day of August, 1919.

L. L. Mooneyham,

Notary Public.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee as follows:

Ways, Means and Appropriations: S. 530.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bills, and returns same herewith to the House:

H. 792. To take away from all inferior courts created in lieu of justices of the peace in any one or more of the precincts of Jefferson county, Alabama, except any such court so created for one or more of the following precincts, to-wit: 1, 2, 3, 4, 5, 7, 24, 27, 33, 35, 40, 41, 45, 52, 29, 49, 51, 53, and 55 criminal and quasi-criminal jurisdiction.

Also:

H. 788. To abolish the second division of the municipal court of Birmingham, Alabama.

Also:

H. 707. To repeal an act entitled: "An act to establish in precinct one in Morgan county, Alabama, an inferior court in lieu of all justices of the peace and notaries public with powers of justices of the peace in said precinct, to be known as the inferior court of Decatur; to define the jurisdiction and powers of said court and the judge thereof." Approved September 2, 1915.

Also:

H. 711. To repeal an act entitled: "An act to establish in precinct 19, in Morgan county, Alabama, an inferior court in lieu of all justices of the peace and notaries public with powers of justices of the peace in said precinct, to be known as the inferior court of New Decatur; to define the jurisdiction and powers of said court and the judge thereof." Approved September 2, 1915.

Also:

H. 625. To fix the salary of the deputy solicitor for Baldwin county, Alabama.

Also:

H. 729. To make better provision for the payment of the fees of State witnesses in criminal cases in the circuit court and county court and before the grand jury of Crenshaw county, to make appropriations therefor and to fix the amount of such fees and to prescribe the duties of the county treasurer under this act.

Also:

H. 366. To amend an act entitled "An act to prevent stock from running at large in beats 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 12, 13, 16 and 17 in Coosa county.

Also:

H. 599. To regulate the fines and forfeitures of Coffee county, Alabama; to prescribe what claims shall be filed against the fine and forfeiture fund of said county, and to prescribe the order of priority in which the same shall be paid.

W. F. Miller,
Secretary.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your Committee on Enrolled Bills begs leave to report that it has examined the following House bills:

H. 787. To establish an inferior criminal court for Jefferson county, Alabama, to define the jurisdiction and powers of said court, the judge, clerk and other officers thereof; to provide for a place of holding said court, terms and salaries of said judge and officers of said court, the manner of their appointment and election, and the payment of their salaries.

H. 714. To prohibit live stock from running at large in all counties in Alabama having a population of not less than twenty-four thousand six hundred and fifty (24,650) nor more than twenty-four thousand seven hundred (24,700) according to the Federal census of 1910, or any subsequent Federal census; to provide for the enforcement of the provisions of this act; to fix penalties for the violation of the provisions of this act, and to repeal all laws and parts of laws in conflict herewith.

H. 687. To conserve and save from depletion the public oyster reefs of Alabama, and to further regulate the taking of oysters from the public reefs of the State, and for the protection of and extension of such reefs and the development of the oyster industry, to declare such oysters the property of the State and to prescribe the condition under which such title may be divested, and such oysters become articles of commerce, to provide for the payment of a license and tax by those catching, selling, or transporting the same, the rules of evidence on the trials of those violating the provisions of this act, who may try such cases, provide penalties for the violation of this act, and that all expenses incurred in carrying the provisions of same into effect shall be paid out of the oyster fund.

H. 546. To amend sections 3, 7 and 11 of an act entitled An act to establish a board of revenue for Sumter county, and for

the abolishment of the court of county commissioners of said county, approved February 22nd, 1919.

H. 402. To make the sheriff's fees the same in the county court of Lauderdale county, Alabama, as they are in the circuit court.

And:

H. 403. To make the clerk of the circuit court of Lauderdale county, Alabama, ex-officio clerk of the county court of Lauderdale county, Alabama. To provide for compensation for his services as such clerk.

And finds same correctly enrolled.

D. H. Bracken,
Acting Chairman.

SIGNING OF BILLS.

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing report of the Committee on Enrolled Bills.

ADJOURNMENT.

On motion of Mr. McDonald, the House adjourned until Wednesday, September 10th, at 10 A. M.

FORTY-FOURTH DAY.

House of Representatives,
Wednesday, September 10th, 1919.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Rev. Mr. Bealle of the Senate.

ROLL CALL.

On a call of the roll of the House the following members answered to their names:

Messrs:			
Mr. Speaker	Deese	Howle	Parker
Adams	Dickson	Ingram	Partridge
Albright	Dunaway	Jones (Escambia)	Peters
Alexander	Edwards (Dallas)	Jones (Marengo)	Pittman
Allen	Ellis (Bullock)	Jones (Montgomery)	Preston
Andrews	Ellis (Elmore)	Johnson	Ross
Arnold	Faulk	Lawson	Russell
Baker	Gilbert	Lee (Butler)	Seale
Barganier	Graham (Autauga)	Lee (Perry)	Sherrod
Benness	Graham (Clarke)	Long (Butler)	Simpson
Blunt	Griffin	Long (Sumter)	Smith
Bracken	Guy	Longshore	Sparks
Brindley	Hall (Henry)	Lynne	Stewart
Calvert	Hale	Mathews (Clarke)	Stoddard
Carnley	Hardaway	Matthews (Wilcox)	Trammell
Christian	Hare	Mitchell	Tunstall
Christopher	Harrison	Murphree	Van de Graff
Clayton	Hawkins	McDonald	Waddell
Cliett	Hollis	McLeod	Whorton
Cobbs	Holmes (Baldwin)	Oliver	Wilson
Collins	Holmes (Elmore)	Orr	Woodard
Dansby			

—85

A quorum was present.

REPORT OF COMMITTEE ON REVISION OF THE JOURNAL.

Mr. Speaker:

We, your Committee on the Revision of the Journal, beg leave to report that we have examined the Journal for the forty-third day and find the same to be correct.

J. V. Trammell,
Acting Chairman.

The report of the committee was concurred in and adopted and the Journal for the forty-third day was approved.

LEAVE OF ABSENCE.

Was granted to Messrs. Burns, Williams, Dodson and Jordon for today.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your Committee on Enrolled Bills begs leave to report that it has examined the following bill:

H. 383. To provide for the general revenue of the State of Alabama.

And finds same correctly enrolled.

Robert F. Peters,
Chairman.

SIGNING OF BILL.

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bill, the title to which is set out in the above and foregoing report of the Committee on Enrolled Bills.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

Mr. Speaker:

Your Committee on Engrossed Bills begs leave to report that it has examined the following House bill:

H. 408. To amend section 1067 of the Political Code of Alabama.

And finds same correct.

W. H. Stoddard,
Chairman.

The report of the committee was concurred in and adopted.

RESOLUTIONS.

The following resolutions were introduced:
By Rules Committee:

H. R. 252. Resolved, that Senate bill number 382 be made a special, continuing, paramount order for the forty-fourth legislative day.

And the rules were suspended and the resolution was adopted.
By Rules Committee:

H. R. 253. Resolved, that Senate bill 285 be made a special, continuing, paramount order for the forty-sixth legislative day.
And the rules were suspended and the resolution was adopted.
By Rules Committee:

H. R. 254. Resolved, that the House when it recesses this afternoon reconvene at 8 P. M. tonight for the consideration of local bills only.

And the rules were suspended and the resolution was adopted.
By Mr. Graham of Clarke:

H. R. 255. Resolved by the House, that House bill No. 1035, making confinement in the asylum for twenty successive years where the patient is hopelessly and incurable insane, ground for divorce be made a special order for the forty-fifth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. McLeod:

H. R. 256. Resolved by the House, that Senate bill No. 539 relating to dentistry be made a special, paramount and continuing order for the forty-sixth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Ellis of Elmore:

H. R. 257. Resolved, that bill No. 602, the dam bill, be made a special order for the forty-fifth legislative day until disposed of.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Orr:

H. R. 258. Resolved, that Senate bill No. 284 be made a special, paramount order for the forty-seventh legislative day. Said bill relating to regulating automobile traffic on public highways.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Longshore:

H. R. 259. Resolved, that House bill No. 838 relating to motion picture films, reels, etc., be made a special, continuing and paramount order for the forty-fifth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Longshore:

H. R. 260. Resolved, that House bill 889, requiring all companies to screen cars and doors, be made a special, continuing and paramount order for the forty-fifth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Longshore:

H. R. 261. Resolved, that Senate bill No. 240, to provide for inspection of all public or private hospitals, etc., be made a paramount, continuing and special order for the forty-seventh legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Trammell:

H. R. 262. Resolved, that Senate bill No. 532, to authorize the consolidation of contiguous territory in two or more adjoining counties into one school district, be made a special order for the forty-sixth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Sparks:

H. R. 263. Be it resolved by the House of Representatives, that House bill No. 627, to repeal Sec. 1523 of the Code of Alabama, 1907, as amended by an act approved August 31, 1909, and No. 849, To amend Sec. 1313, Code of Alabama, 1907, be made special orders for the forty-sixth (46th) legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Truss:

H. R. 264. Be it resolved, that the House follow the regular order of calendar during the afternoon session.

And the rules were suspended and the resolution was adopted.

By Mr. Dickson:

H. R. 265. Resolved, that Senate bills No. 240 and 241, be and the same are hereby made special, paramount, continuing orders for the forty-fifth legislative day at 3:00 o'clock.

And the resolution was referred to the Rules Committee.

By Mr. Austin:

H. R. 266. Resolved, that ouse bill No. 202 be made a special, and continuing order for the forty-sixth legislative day. Bill relating to time of holding stock law elections.

And the resolution was referred to the Rules Committee.

By Mr. Alexander:

H. R. 267. Resolved, that Senate bill No. 138, and House bill No. 231, be and are hereby made regular, continuing and paramount orders for the forty-sixth legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Merritt:

H. R. 268. Be it resolved by the House, that the members of the House resolve themselves into a Committee of the Whole for

the consideration of all general bills as they appear on the calendar on September 11 and 12.

And the resolution was adopted.

By Mr. Mathews of Clarke:

H. R. 269. Resolved by the House, that Senate bills Nos. 240, 241 and 242 be, and the same are hereby made a special, continuing and paramount order for the forty-sixth legislative day at 3 o'clock P. M. Relate to inspection bills.

And the resolution was referred to the Rules Committee.

By Rules Committee:

H. J. R. 270. Be it resolved by the House, the Senate concurring, that when the two houses adjourn today, said adjournment be had to Monday, Sept. 15, at 10 o'clock, A. M. That the two houses meet Sept. 15, 16, 17 and 19, respectively.

And the rules were suspended and the resolution was adopted.

By Mr. Van de Graaff:

H. R. 271. Be it resolved by the House of Representatives, that House bill No. 524 be made a special order for the forty-fifth legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Orr:

H. R. 272. Resolved by the House, that H. 656, "To authorize cities and towns to contract with the Federal government, the State of Alabama and any county thereof for the construction of highways, streets or avenues, and to assess a portion of the costs as agreed upon" be made a special, continuing, paramount order for the forty-sixth legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Holmes of Baldwin:

H. R. 273. Resolved, H. 765, "To amend section 1632 and 1636 of the Code of Alabama, 1907," be made a special, continuous and paramount order for the forty-fifth legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Clayton:

H. R. 274. Resolved, that Senate bill 78 on page 41 of the calendar be made a special order for the forty-sixth legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Hare:

H. R. 275. Resolved, that Senate bills 548, "To amend section 5869 of the Code," and 549, "To regulate costs, charges and fees in trials before county courts," etc., be made special orders for the forty-fifth legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Baker:

H. R. 276. Be it resolved by the House, that H. 378, To further suppress the evils of intemperance, be made a special order for the next legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Carnley:

H. R. 277. Resolved, that House bills Nos. 823, 397, 396, 393, 394 and 392, relating to pleadings, garnishments and attachments be made special, continuing, paramount orders for the forty-fifth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Dansby:

H. R. 278. Resolved by the members of the House, that Senate bills No. 548, To amend 6859 of the Code, and Senate bill No. 549, to regulate costs, and fix salaries of judges in county courts, be made a paramount, continuing order for the forty-fifth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Brindley:

H. R. 279. Resolved by the House, that House bills Nos. 888 and 898, be made special order of business for the forty-fifth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Ross:

H. R. 280. Resolved, that House bill No. 211 for the relief of Mrs. Cora Rasco be a special and continuing order for the forty-fifth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Parker:

H. R. 281. Resolved by the House, that Senate bill with substitute, No. 12, relating to pensions of Confederate soldiers, be made a special, paramount, continuing order for 10:00 A. M., on the forty-fifth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Cobbs:

H. J. R. 282. Resolved by the House, the Senate concurring, that the invitation to the Legislature to visit Mobile as guests of the Mobile chamber of commerce be accepted provided it be for Thursday, the 18th instant, we to leave Montgomery Wednesday night, the 17th, that being the best date feasible.

And the resolution was amended to read Friday, the 19th, date of leaving Montgomery, and Saturday, the 20th of September, the day to be spent in Mobile.

And the resolution as amended was adopted.

By Mr. Harrison:

H. R. 283. Resolved, that House joint resolution No. 156 with a favorable report from the Judiciary Committee be and the same is hereby made a special, paramount order for the forty-sixth legislative day immediately after revision of the Journal.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Faulk:

H. R. 284. Resolved by this House, that when we meet on the forty-fifth legislative day, that House bills be given preference over the Senate bills on the House calendar.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Deese:

H. R. 285. Resolved by this House, that House bills 371, 374 and 914 be made special and continuing orders for the forty-sixth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Andrews:

H. R. 286. Resolved by the House, that Senate bill No. 531, with substitute, relating to the issuance of stock by corporations, be made a special, paramount, continuing order for the forty-fifth legislative day.

And the resolution was referred to the Standing Committee on Rules.

REPORT OF RULES COMMITTEE.

Mr. Tompkins, acting chairman of the Rules Committee, reported that said committee, in session, had acted on the following resolutions and returned to the House with a favorable report:

By Mr. Dunaway:

H. R. 229. Resolved, that Senate bill 247, by Mr. Bedsole, to create a child welfare department, be made a special, paramount and continuing order for the forty-sixth legislative day.

And the resolution was adopted.

By Mr. Trammell:

H. R. 231. Resolved, that Senate bill 188, be made a special order for the forty-fifth day.

And the resolution was adopted.

By Mr. Dansby:

H. R. 230. Resolved by the House, that Senate bill No. 218, by Mr. Craft providing for an amendment to the Constitution for a bond issue for establishing and maintaining a State highway system of roads, be made a special, paramount, continuing order for the forty-fifth legislative day.

And the resolution was adopted.

By Mr. Cobbs:

H. R. 246. Resolved, that Senate bill No. 546 (for creating land clearing districts) be made a special, continuing order for the forty-fourth legislative day.

And the resolution was adopted.

By Mr. Hardaway:

H. R. 248. Resolved, that H. 757, relating to dissolution of corporations, be made a special, paramount and continuing order for the forty-fifth legislative day.

And the resolution was adopted.

By Mr. Preston:

H. R. 240. Whereas, House bill No. 951 now on the regular calendar of the House, and

Whereas, said bill is of so much importance especially to three several cities of the State, therefore,

Be it resolved, that the aforesaid bill shall be made a special, paramount order for the forty-fourth legislative day.

And the resolution was adopted.

By Mr. Hardaway:

H. R. 249. Resolved by the House, that House bill No. 879, by Mr. Hare, relating to salary of marshal of supreme court, be made a special, paramount and continuing order for the forty-fifth legislative day.

And the resolution was adopted.

BILLS REPORTED FAVORABLY.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with substitute:

H. 686 (with substitute). To establish and provide for a general manager of county affairs in all counties in the State that have as much as 100,000 population according to any past or future Federal census; to define his powers, jurisdiction and duties and provide for the adequate discharge of the same; to fix his compensation, and provide for his election and appointment.

Mr. Lynne, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report:

H. 1046. To amend section 1 of an act entitled "An act to provide for the election of a solicitor for each judicial circuit in the State; to fix his compensation; authorize the appointment or election of deputy solicitors and assistant solicitors, prescribe their duties and authority, and fix their compensation," approved September 25, 1915.

Mr. Dunaway, chairman of the Standing Committee on Ways, Means and Appropriations, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with substitute:

S. 12 (with substitute). To provide pensions for all soldiers and sailors who were in the military or naval services of the State of Alabama and for those who served in the army or navy of the Confederate States of America with certain exceptions and who did not desert the same in the war between the states of the United States of America in the years 1861, 1862, 1863, 1864, 1865 and who are bona fide resident citizens of the State of Alabama and to regulate and to provide for the payment of such pensions by the State of Alabama.

Mr. Dunaway, chairman of the Standing Committee on Ways, Means and Appropriations, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 368. To make an appropriation for the support and maintenance of the Alabama tuberculosis commission, created and incorporated under and by virtue of a certain act of the Legislature of Alabama, and approved September 22, 1915, entitled: An act to prevent the spread of tuberculosis by the creation of a tuberculosis commission, to provide for its organization and work and to authorize the erection and maintenance of local hospitals under its supervision.

H. 1047. To make an appropriation for the rebuilding of the Ninth District Agricultural School now located by law at Blountsville, Blount county, in this State.

Mr. Dickson, chairman of the Standing Committee on Education, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report:

H. 1000. To submit an amendment to section 256 of the Constitution of Alabama, 1901, so as to change the regulations with reference to the apportionment of the school fund to the several counties in this State.

Mr. Merritt, chairman of the Standing Committee on Rules, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report:

H. 1049. To provide for the construction of a fireproof building for the safekeeping of all county records in all counties of the State having more than 150,000 population according to the last or any succeeding Federal census and to provide for the keeping of records therein.

Mr. Long of Sumter, chairman of the Standing Committee on Agriculture, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with amendment:

H. 1034 (with amendment). To regulate the sale of certain agricultural seeds in the State of Alabama, and to fix the terms and conditions of such sales; and to require every person selling such seeds in said State to obtain a license as a seeds-dealer and to pay a certain fee therefor; to require a purity and germination test of all such seeds by the commissioner of agriculture before sale thereof in said State; to delegate to the commissioner of agriculture certain duties and powers relative to the inspection and test of such seeds and the enforcement of this act; to prescribe certain penalties for the violation of the provisions of this act; to make certain annual appropriations for the enforcement of its provisions and objects; and to repeal all other laws in conflict with this act.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with substitute:

S. 531 (with substitute). To prescribe the various classes of stock that may be issued by corporations, to declare the rights, powers and limitations of the holders of the same, and to prescribe the methods of authorizing the issue thereof, and to provide a remedy against any unauthorized or illegal issue thereof heretofore or hereafter made, and a statute of limitations barring that or any other remedy against the same.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the

following bill and ordered the same returned to the House with a favorable report:

H. 1056. To fix the salary of all judges of probate in all counties in this State which now have, or which may hereafter have a population of as much as eighty-two thousand people and less than two hundred thousand people according to the last Federal census or any such census which may hereafter be taken, who are now or may hereafter be paid on a salary basis, and also for clerical help and other expenses and to provide for payment thereof.

Mr. Carnley, chairman of the Standing Committee on Temperance, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report:

H. 905. To provide that in all counties having a population of not less than 22,750 and not more than 23,000, according to the last preceding Federal census, or any subsequent census, the informer shall receive one-half of the fine in all cases of conviction for violation of the prohibition law and to provide for the payment of same in such counties.

Mr. Arnold, chairman of the Standing Committee on Public Roads and Highways, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 915. To create and designate additional trunk roads, and to confer upon such roads all the rights and privileges now conferred upon trunk roads in this State.

H. 969. To amend an act entitled "An act, to provide for the establishment, discontinuance, construction, use, working and maintenance of the public roads, bridges and ferries of the several counties of this State; to define the duties and powers of the boards of revenue, courts of county commissioners, or other governing bodies of each of the several counties with regard to same; and to fix penalties for the violation of the rules, regulations, and laws of the boards of revenue, courts of county commissioners or other like governing bodies of the several counties, approved September 22, 1915."

S. 574. To authorize the board of revenue of Tuscaloosa county to exempt from labor on the roads of said county all persons who shall pay the secretary of said board, for the road and bridge fund of said county, not less than three dollars and fifty cents and not more than seven dollars and fifty cents as may be determined by the board of revenue of said county, on or before the first day of March in each year.

S. 464. To require the highway commission or highway department, to locate, construct and maintain the State highways in Alabama so as to connect the several county seats and in the border counties to connect county seats of the several border counties at or about the state line with an improved road in the border states, and to require an equitable division of time, money and labor in the prosecution of such work, said roads to be constructed and maintained without expense to the several counties.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report, with substitute:

H. 731 (with substitute). To further define the power, authority and duties of the Alabama public service commission.

Mr. Arnold, chairman of the Standing Committee on Public Roads and Highways, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 1059. To designate the public road from Chancellors Ferry and running in a northerly direction to Creswell Church, and on by way of Vincent, Sterrett, Vandiver, Dunnivant, intersecting the main highway of Jefferson county, near Leeds, Alabama, as a State trunk road.

H. 1060. To amend section 2 of an act of the Legislature of 1915, page 368, to designate certain public roads of the State of Alabama, as State trunk roads, and to provide the manner in which such roads shall be located, improved and maintained.

H. 610. To provide for the registration and regulation of motor vehicles in this State and to provide the procedure for enforcing the same.

Mr. Arnold, chairman of the Standing Committee on Public Roads and Highways, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with amendment:

S. 288 (with amendment). To amend an act entitled an act to designate certain public roads of the State of Alabama, as State trunk roads, and to provide the manner in which such roads shall be located, improved and maintained.

Mr. Arnold, chairman of the Standing Committee on Public Roads and Highways, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 996. To authorize road districts, formed under the act providing for the assessment of the real property in such districts in proportion to the benefits to such land, to lay rails along the roads in such districts, and to provide for paying the cost of same in the same manner as the cost of said roads, and for the joint use of the bridges on such roads, and the operation of means of transportation over such rails.

S. 461. To designate a certain public road of Alabama as a State trunk road, and to provide the means by which such State trunk road shall be improved and maintained.

Mr. Dickson, chairman of the Standing Committee on Education, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report:

H. 841. To establish a State school for teaching agriculture, domestic economy and manual arts at Luverne, Alabama, to provide for the management and control thereof, and to make appropriations to support said school.

Mr. Dunaway, chairman of the Standing Committee on Ways, Means and Appropriations, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report with amendment:

H. 524 (with amendment). For the relief of Honor McNicholas, John Muldowney, Mary Muldowney Walsh, Martin J. Muldowney, Andrew George Muldowney and Nora Muldowney O'Hara.

Mr. Dunaway, chairman of the Standing Committee on Ways, Means and Appropriations, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report:

H. 842. To encourage the manufacture of air nitrates in the State of Alabama, by exempting from taxation the plants, products and other property of any person, firm or corporation acquiring either by lease or purchase, any factory or plant already built in this State for the production and manufacture of atmospheric nitrogen.

The above and foregoing bills were severally read a second time and placed on the calendar.

INTRODUCTION OF BILLS.

On a call of counties bills were introduced, severally read one time and referred to appropriate standing committee as follows:
By Mr. Graham of Autauga:

H. 1062. To amend an act entitled "An act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained," approved September 10th, 1915.

Public Roads and Highways.

By Mr. Holmes of Baldwin (with notice and proof):

H. 1063. To provide for the relief of H. W. Slaughter, to appropriate out of the general funds of the State of Alabama, the sum of sixty-eight dollars (\$68.00), to be paid to H. W. Slaughter.

Ways, Means and Appropriations.

Notice and Proof H. 1063:

NOTICE.

Notice is hereby given that application will be made to the present Legislature which convened in adjourned session July 8, 1919, to pass the following law, to-wit:

A bill to be entitled an act to refund, or pay to H. W. Slaughter, the sum of sixty-eight dollars, which sum was paid by the said H. W. Slaughter, July 30, 1900, to George W. Ellis, treasurer of the State of Alabama, for the following described land, viz.: Fractional section 30, and fractional section 31, township 3 north of range 2 east, in Baldwin county, Alabama, which said lands was sold by the State of Alabama to the said H. W. Slaughter, and whereas at the time of said sale the State of Alabama had no title to said lands, the same being at the time unappropriated public lands of the United States.

H. W. Slaughter.

AFFIDAVIT OF PUBLICATION.

State of Alabama, }
Baldwin County. }

Abner J. Smith, being duly sworn, deposes and says that he is the publisher of the Baldwin Times, a weekly newspaper published at Bay Minette, Baldwin county, Alabama; that the notice hereto attached of application to the Legislature of Alabama by H. W. Slaughter, for bill for relief of said Slaughter, was published in said newspaper for 4 consecutive weeks in the following issues: Date of first publication, July 17, 1919, Vol. 30, No. 22; Date of second publication, July 24, 1919, Vol. 30, No. 23; Date of third publication, July 31, 1919, Vol. 30, No. 24; Date of fourth publication, August 7, 1919, Vol. 30, No. 25.

Abner J. Smith,
Publisher.

Subscribed and sworn to before the undersigned this 16th day of August, 1919.

(Seal)

T. W. Rillerson,
Clerk Circuit Court, Baldwin County, Ala.

By Mr. Robertson:

H. 1064. To provide for the election, by the qualified electors, of chiefs of police and city clerks of all cities or towns having a

population of not less than 2,100 nor more than 2,200 either by the Federal census of 1910, or by any subsequent census.

Revision of Laws.

By Mr. Murphree:

H. 1065. To require all county treasurers to receipt the dockets of all clerks, judges of probate, registers in chancery, sheriffs or any other officer of a court of record for all fees due the respective counties from said officers, where said officers now or may hereafter receive for their compensation a salary, and where said fees are due to be paid into the county treasury by said officers, and all fiduciary fees paid into the county treasury, as is provided by law.

Judiciary.

By Mr. Ross (notice and proof):

H. 1066. To alter, extend or re-arrange the boundary lines of the corporate limits of the town of Brighton, Alabama.

Local Legislation.

Notice and Proof H. 1066:

NOTICE.

Notice is hereby given that a bill will be introduced for passage in the present Legislature of Alabama, substantially as follows, viz.:

AN ACT

Entitled an act to alter, extend or rearrange the boundary lines of the corporate lines of the corporate limits of the town of Brighton, Alabama. Be it enacted by the Legislature of Alabama, as follows:

That the boundary lines of the corporate limits of the town of Brighton, Alabama, are altered, extended or rearranged so as to be as follows:

Beginning at the northwest corner of section 34, township 18, range four (4) west, thence northerly along the western boundary line of section 27, township 18, range 4 west one-half mile to northwest corner of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$, thence east along quarter section line to east boundary line of section 27, township 18, range 4 west, which point is the northeast corner of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said section 27, then continue east along the quarter section line to center of section 26, township 18, range 4 west, thence south along center line of section 26, to the south boundary line of section 26, thence west along south boundary line to the southwest corner of said section 26, thence west along south boundary line of section 27, township 18, range 4 west, to a point where said line intersects Valley Creek, then following down, with and along the meanderings of said Valley Creek to where the western boundary line of said section 34 crossed Valley Creek, thence northwardly along the western boundary line of section 34 to the point of beginning, situated in Jefferson county, Alabama.

State of Alabama, }
Jefferson County. }

Personally appeared before me the undersigned authority in and for said county in said State, Wm. H. H. Judson, who being by me first duly sworn deposes and says, that he is the editor and general manager of the

Bessemer Weekly, a newspaper of general circulation published in the city of Bessemer, Jefferson county, Alabama, and that he has personal knowledge of the facts herein set forth, and that the above attached notice was published in said Bessemer Weekly once a week each week for four consecutive weeks prior to the date hereof, viz.: on August 9th, 1919, August 16th, 1919, August 23rd, 1919 and August 30th, 1919.

Sworn to and subscribed before me this 6th day of September, 1919.
Wm. H. H. Judson.
G. F. Goodwyn,
Notary Public.

By Mr. Woodard (with notice and proof):

H. 1067. To establish a board of revenue for Madison county, and to abolish the court of county commissioners thereof, and to provide for the better working of the public roads of said county.

Local Legislation.

Notice and Proof H. 1067:

NOTICE OF LOCAL LAW.

Notice is hereby given that a bill will be introduced in the Legislature of Alabama, at its present session, in substance as follows:

AN ACT

To establish a board of revenue for Madison county, and to abolish the court of county commissioners thereof, and to provide for the better working of the public roads of said county.

Be it enacted by the Legislature of Alabama:

1. There is hereby created and established "The Board of Revenue of Madison County," to be composed of three members, one of whom shall be president of the board of revenue, and all of whom shall be qualified voters of said county.

2. The court of county commissioners of said county, as now constituted, is hereby abolished from and after the time this act becomes effective and is put into operation, and there is hereby conferred upon the board of revenue all jurisdiction and powers which are now, or may hereafter by law be vested in the courts of county commissioners, boards of revenue, or other like governing bodies of the several counties of this State.

3. The president of the board of revenue shall be appointed by the governor, and he shall hold office until the first Monday after the second Tuesday in January, 1925, and until his successor is elected and qualified. At the general election next preceding January 1st, 1925, and thereafter every four years, under the general election laws, a successor to the said president of the board of revenue shall be elected from the county at large, and he shall hold office for a term of four years, and until his successor is elected and qualified. The other two members of the board of revenue shall be appointed by the governor, one to hold office until the first Monday after the second Tuesday in January, 1921, and the other member to hold office until the first Monday after the second Tuesday in January, 1923, and thereafter such members of the board of revenue shall be appointed by the governor every four years, for a term of four years, and until their successors are elected and qualified.

4. The president of the board of revenue shall receive a salary of three thousand dollars per annum, payable monthly from the county treasurer,

and the other two members of the board shall each receive ten dollars per diem for each day such member is in attendance upon the meetings of the board, such compensation being payable from the county treasury, provided that no such member of the board, except the president thereof, shall receive compensation for his services in excess of five hundred dollars per annum.

5. The president of the board of revenue is required to give his entire time and attention to the business of the board of revenue; he shall be its presiding officer, and in addition to the rights, powers and duties prescribed by this act, he shall exercise and perform all other rights and duties in relation to the board of revenue, and shall be liable to the same penalties in connection therewith, as are now exercised and performed by the judge of probate of Madison county, in relation to the court of county commissioners. He shall issue warrants to all persons whose claims have been allowed by the board of revenue in the same manner and under the same restrictions as same have been heretofore issued by the judge of probate of Madison county.

6. Each member of the board of revenue is hereby required, before entering upon the duties of his office, to make and file the statutory oath of office, together with a bond with good and sufficient sureties, to be approved by the judge of probate of said county, payable to Madison county, conditioned for the faithful performance of the duties of their respective offices, such oath and bond to be filed with the judge of probate of said county. The bond of the president of the board shall be fixed by the judge of probate of said county in a sum not less than ten thousand dollars, and the bonds of the other two members of the board are hereby fixed at five thousand dollars each.

7. The board of revenue shall hold regular meetings on the first Monday in each month, and may hold special meetings at any time on the call of the president of the board, or of two members, entered in writing upon the minutes of the board.

8. The board of revenue shall employ a competent engineer, who shall have charge of the road work in said county, and the board of revenue shall fix his compensation and prescribe his duties, and he shall be answerable to the board for the faithful performance of same.

9. The board of revenue shall have all the jurisdiction and powers conferred, or which may hereafter be conferred, upon courts of county commissioners, boards of revenue, and other like governing bodies of the counties in this State, by the general laws of the State.

10. For the purposes of this act, the road year shall be deemed to begin October 1st, and to end September 30th, of each year. No person under the age of twenty-one years on October 1st of any year shall be liable for road duty for that road year.

11. All persons liable for road duty are liable to work on the public roads of Madison county for a period not exceeding ten days in each road year, not counting the time spent in opening new roads, provided that a money compensation may be paid by any such person in lieu of road work, the amount of such compensation not to exceed ten dollars per annum for each such person. The board of revenue shall fix the number of days of work, and the amount of compensation, that may be paid in lieu thereof, within the limits prescribed by this act.

12. Whenever the board of revenue shall fix the amount of compensation to be paid in lieu of road work, any person liable to road duty in said county may procure exemption from working the roads for that road year by paying the sum so fixed by the board to the tax collector of Madison county on or before March 1st of the year in which he is liable to road duty,

and it shall be the duty of the tax collector to receive such payment and to give a receipt for same, and the person holding same is required to exhibit such receipt to the person warning him for such service, in order to obtain exemption from road duty. The board of revenue shall each year on or before October 1st cause to be made out and delivered to the tax collector a list of all persons in each precinct who are subject to road duty. It shall be the duty of the tax collector of Madison county to furnish to the board of revenue by the 15th day of March of each year a properly verified list of all persons who have failed to obtain exemption from road work by payment of money. The tax collector shall be paid by the county the sum of twenty-five cents for each person making payment, in lieu of road work, as herein provided.

13. Any person who is warned to work the roads in Madison county may obtain the benefit of the aforesaid provisions for payment of compensation in lieu of road work by paying such amount as may be specified by the board of revenue to the tax collector of Madison county on or before the 1st day of July of each year.

14. Every person liable to road duty in the county of Madison, and who does not procure exemption therefrom, as herein provided, is hereby required to work on any public road in the precinct of his residence to which he may be warned, and for each default he shall be guilty of a misdemeanor, and punishable as provided by law.

15. All laws, or parts of laws, in conflict herewith, and all local laws, or parts of local laws, providing for maintaining, repairing, constructing and working of the public roads, and upon the bridges, of Madison county, are hereby repealed.

State of Alabama, }
Madison County. }

Before me, O. B. Laxson, a notary public in and for said county, this day, personally appeared D. C. Barrow, who is known to me, and made oath: that he is publisher of the Huntsville Telegram and Mercury, a newspaper published in said county; that the foregoing notice of intention to introduce local law, was published once each week for four consecutive weeks, to-wit, on August 18th, 1919, August 25th, 1919, September 1st, 1919, and September 8th, 1919, as provided by law.

D. C. Barrow.

Sworn to and subscribed before me this Sept. 8th, 1919.

O. B. Laxson,
Notary Public.

By Mr. Jones of Montgomery (with notice and proof):

H. 1068. To vacate the dedication of all streets, roads, avenues nad alleys through, over, on or across the following described property, situated in the county of Montgomery and State of Alabama, to-wit: Beginning at the half mile corner in the center of section ten (10), township sixteen (16), range seventeen (17); thence west twenty-one hundred forty-five (2,145) feet to the right of way of the Mobile & Ohio railroad; thence along said railroad right of way north forty (40°) degrees thirty (30') minutes west twenty-eight hundred two (2,802) feet; thence and continue with said railroad right of way north forty-two and one-half (42½°) degrees west one hundred ninety-four

(194) feet to a stake; thence north forty-nine (49°) degrees thirty ($30'$) minutes east twelve hundred forty-three (1,243) feet; thence north seventy-two and one-half ($72\frac{1}{2}^{\circ}$) degrees east nine hundred sixty-two (962) feet to the Washington Ferry road; thence along the west side of said road south fifty-three and one-half ($53\frac{1}{2}^{\circ}$) degrees east nine hundred (900) feet; thence and continue with said road south forty-five and one-half ($45\frac{1}{2}^{\circ}$) degrees east two hundred twenty-five (225) feet; thence and continue with said road south thirty-nine (39°) degrees thirty ($30'$) minutes east five hundred (500) feet; thence and continue with said road south thirty ($30'$) minutes east one hundred one (101) feet; thence and continue with said road south sixteen (16°) degrees east five hundred (500) feet; thence and continue with said road south thirty ($30'$) minutes east five hundred (500) feet; thence and continue with said road south twenty (20°) degrees east one hundred eighty (180) feet; thence and continue with said road south twenty-seven (27°) degrees east eighty-nine (89) feet to a stake; thence south one (1°) degree west five hundred eighty-one (581) feet to a stake; thence east three hundred seventy-seven (377) feet to a stake; thence south along the half section line five hundred eighty-seven (587) feet and to a point three hundred seventy-three (373) feet north of the said center of section ten (10); thence south fifty-seven and one-half ($57\frac{1}{2}^{\circ}$) degrees east ninety-four (94) feet; thence south eighty-six (86°) degrees east eight hundred nineteen (819) feet; thence south fifteen (15°) degrees east two hundred sixty-four (264) feet to a stake; thence west forty-one (41) feet; thence south fifteen (15°) degrees east two thousand sixty-five (2,065) feet to the Selma road, thence along said road south seventy-five (75°) degrees west five hundred seven (507) feet; thence south fifty-four (54°) degrees west one hundred forty-two (142) feet along the said road, thence and continue with said Selma road south forty-four (44°) degrees west five hundred forty-three (543) feet to the intersection of the right of way of the Mobile & Ohio railroad; thence along and with the curvature of said railroad right of way north seventy-two (72°) degrees west two hundred seventy (270) feet; thence and continue with said railroad right of way north sixty-five and one-half ($65\frac{1}{2}^{\circ}$) degrees west two hundred forty-five (245) feet to the half section line dividing section ten (10); thence north along said half section line twenty-four hundred twenty (2,420) feet to the center of section ten (10), township sixteen (16), range seventeen (17), the said point of beginning.

Judiciary.

Notice and Proof H. 1068:

State of Alabama, }
 Montgomery County. }

Personally appeared before me, John B. DeMotte, a notary public in and for said county in said State, Brame Hood, who is known to me, and who, being first duly sworn, deposes and says on oath that he is assistant manager of the Montgomery Journal a newspaper published daily in the city of Montgomery, in the county of Montgomery, in the State of Alabama, and which has been so published for the last several years; and that the following notice, to-wit:

"Notice is hereby given that a bill will be introduced for passage in the Legislature of Alabama, at its present session, such bill to be entitled and in substance as follows:

AN ACT

To vacate the dedication of all streets, roads, avenues and alleys through, over, on or across the following described property, situated in the county of Montgomery and State of Alabama, to-wit:

Beginning at the half mile corner in the center of section ten (10), township sixteen (16), range seventeen (17); thence west twenty-one hundred forty-five (2,145) feet to the right of way of the Mobile & Ohio Railroad; thence along said railroad right of way north forty (40°) degrees thirty (30') minutes west twenty-eight hundred two (2,802) feet; thence and continue with said railroad right of way north forty-two and one-half (42½°) degrees west one hundred ninety-four (194) feet to a stake; thence north forty-nine (49°) degrees thirty (30') minutes east twelve hundred forty-three (1,243) feet; thence north seventy-two and one-half (72½°) degrees east six hundred three (603) feet; thence north forty-four (44°) degrees east nine hundred sixty-two (962) feet to the Washington Ferry road; thence along the west side of said road south fifty-three and one-half (53½°) degrees east nine hundred (900) feet; thence and continue with said road south forty-five and one-half (45½°) degrees east two hundred twenty-five (225) feet; thence and continue with said road south thirty-nine (39°) degrees thirty (30') minutes east five hundred (500) feet; thence and continue with said road south thirty (30') minutes east one hundred one (101) feet; thence and continue with said road south sixteen (16°) degrees east five hundred (500) feet; thence and continue with said road south thirty (30') minutes east five hundred (500) feet; thence and continue with said road south twenty (20°) degrees east one hundred eighty (180) feet; thence and continue with said road south twenty-seven (27°) degrees east eighty-nine (89) feet to a stake; thence south one (1°) degree west five hundred eighty-one (581) feet to a stake; thence east three hundred seventy-seven (377) feet to a stake; thence south along the half section line five hundred eighty-seven (587) feet and to a point three hundred seventy-three (373) feet north of the said center of section ten (10); thence south fifty-seven and one-half (57½°) degrees east ninety-four (94) feet; thence south eighty-six (86°) degrees east eight hundred nineteen (819) feet; thence south fifteen (15°) degrees east two hundred sixty-four (264) feet to a stake; thence west forty-one (41) feet; thence south fifteen (15°) degrees east two thousand sixty-five (2,065) feet to the Selma road; thence along said road south seventy-five (75°) degrees west five hundred seven (507) feet; thence south fifty-four (54°) degrees west one hundred forty-two (142) feet along the said road; thence and continue with said Selma road south forty-four (44°) degrees west five hundred forty-three (543) feet to the intersection of the right of way of the Mobile & Ohio railroad; thence along and with the curvature of said railroad right of way north seventy-two (72°) degrees west two hundred seventy (270) feet; thence and continue with said railroad

right of way north sixty-five and one-half ($65\frac{1}{2}^{\circ}$) degrees west two hundred forty-five (245) feet to the half section line dividing section ten (10); thence north along said half section line twenty-four hundred twenty (2,420) feet to the center of section ten (10), township sixteen (16), range seventeen (17), the said point of beginning.

Be it enacted by the Legislature of Alabama:

Section 1. That the dedication of all streets, roads, avenues and alleys through, over, on or across that tract of land, situated in the county of Montgomery and State of Alabama, which is described as follows:

Beginning at the half mile corner in the center of section ten (10), township sixteen (16), range seventeen (17); thence west twenty-one hundred forty-five (2,145) feet to the right of way of the Mobile & Ohio Railroad; thence along said railroad right of way north forty (40°) degrees thirty (30') minutes west twenty-eight hundred two (2,802) feet; thence and continue with said railroad right of way north forty-two and one-half ($42\frac{1}{2}^{\circ}$) degrees west one hundred ninety-four (194) feet to a stake; thence north forty-nine (49°) degrees thirty (30') minutes east twelve hundred forty-three (1,243) feet; thence north seventy-two and one-half ($72\frac{1}{2}^{\circ}$) degrees east six hundred three (603) feet; thence north forty-four (44°) degrees east nine hundred sixty-two (962) feet to the Washington Ferry road; thence along the west side of said road south fifty-three and one-half ($53\frac{1}{2}^{\circ}$) degrees east nine hundred (900) feet; thence and continue with said road south forty-five and one-half ($45\frac{1}{2}^{\circ}$) degrees east two hundred twenty-five (225) feet; thence and continue with said road south thirty-nine (39°) degrees thirty (30') minutes east five hundred (500) feet; thence and continue with said road south thirty (30') minutes east one hundred one (101) feet; thence and continue with said road south sixteen (16°) degrees east five hundred (500) feet; thence and continue with said road south thirty (30') minutes east five hundred (500) feet; thence and continue with said road south twenty (20°) degrees east one hundred eighty (180) feet; thence and continue with said road south twenty-seven (27°) degrees east eighty-nine (89) feet to a stake; thence south one (1°) degree west five hundred eighty-one (581) feet to a stake; thence east three hundred seventy-seven (377) feet to a stake; thence south along the half section line five hundred eighty-seven (587) feet and to a point three hundred seventy-three (373) feet north of the said center of section ten (10); thence south fifty-seven and one-half ($57\frac{1}{2}^{\circ}$) degrees east ninety-four (94) feet; thence south eighty-six (86°) degrees east eight hundred nineteen (819) feet; thence south fifteen (15°) degrees east two hundred sixty-four (264) feet to a stake; thence west forty-one (41) feet; thence south fifteen (15°) degrees east two thousand sixty-five (2,065) feet to the Selma road; thence along said road south seventy-five (75°) degrees west five hundred seven (507) feet; thence south fifty-four (54°) degrees west one hundred forty-two (142) feet along the said road; thence and continue with said Selma road south forty-four (44°) degrees west five hundred forty-three (543) feet to the intersection of the right of way of the Mobile & Ohio railroad; thence along and with the curvature of said railroad right of way north seventy-two (72°) degrees west two hundred seventy (270) feet; thence and continue with said railroad right of way north sixty-five and one-half ($65\frac{1}{2}^{\circ}$) degrees west two hundred forty-five (245) feet to the half section line dividing section ten (10); thence north along said half section line twenty-four hundred twenty (2,420) feet to the center of section ten (10), township sixteen (16), range seventeen (17), the said point of beginning.

Be and the same are hereby vacated and annulled and that all the streets, roads, avenues and alleys through said property be and the same are hereby relinquished and abandoned.

Section 2. That all laws and parts of laws in conflict with this act are hereby expressly repealed."

Has been published without cost to the State in the county where the matter or thing to be affected by the proposed law mentioned in said notice is situated; that said notice was published at least once a week for four consecutive weeks in said newspaper, in the county of Montgomery, in the State of Alabama, in the months of August and September of this year, 1919, prior to the making of this affidavit and the introduction of the proposed bill in the Legislature of Alabama, and this affidavit is made for the purpose of showing that said notice has been given.

Brame Hood.

Subscribed and sworn to before me, this the 10th day of September, A. D., 1919.

John B. DeMotte,

Notary Public, in and for the County of Montgomery, in the State of Alabama.

By Mr. Jones of Montgomery:

H. 1069. To authorize resident physicians of this State who are graduates of any reputable medical college of the State, and who have practiced medicine and surgery in the service of the United States with the American expeditionary forces in foreign countries for as much as ten months, to practice medicine without further examination or qualification.

Public Health.

By Mr. Oliver:

H. 1070. To provide for the election of all members of boards of revenue or courts of county commissioners by the qualified voters of the whole county, in all counties in this State having a population of more than eighty-two thousand people and less than two hundred thousand people according to the last Federal census, or according to any such census hereafter to be taken. Also to provide that the members of such boards or courts shall be resident citizens and qualified voters of the districts which they represent, and to repeal all laws in conflict with the provisions of this act.

Judiciary.

By Mr. Jones of Montgomery:

H. 1071. To require the superintendent, manager, intern or other person in control or in charge of hospitals, and physicians treating injured persons, to report to the chief of police and sheriff, any and all injured persons coming into such hospitals in counties having a population of eighty-two thousand and not more than one hundred thousand, according to the last Federal census or any future Federal census, and to fix the penalties for the violation thereof.

Public Health.

By Mr. Brindley:

H. 1072. To make an appropriation of not exceeding \$4,000.00 for the better equipment and to be used in building an addition to or enlarging the present county high schools located in the several counties of the State of Alabama, and to authorize the county commissioners or the boards of revenue or other governing bodies and the county boards of education of the several counties of the State jointly to contribute a like sum of \$4,000.00 to be used together with the appropriation supplemented by the State in building, enlarging and equipping said county schools.

Ways, Means and Appropriations.

By Mr. Longshore:

H. 1073. To authorize the courts of county commissioners, boards of revenue or like officers of each county of the State of Alabama, to pay for the improvements or constructing of public roads, public highways, bridges, crossways, culverts, viaducts or other public improvements which may have been heretofore ordered made by such court of county commissioners, board of revenue, or within any municipality within their county, and which remains unpaid because such court of county commissioners, board of revenue, or like officers had no authority to order such improvements, or for any other reason.

Revision of Laws.

By Mr. Long of Sumter:

H. 1074. To make an appropriation to the Alabama Girls' Technical Institute.

Ways, Means and Appropriations.

By Mr. Preston:

H. 1075. To provide that all passenger trains operated over the railways of this State on regular schedule time shall stop at the county seat, or if there is no county seat on line of railway, then shall stop at the station nearest to county seat for benefit of passengers or other traffic.

Ways, Means and Appropriations.

By Mr. Allen:

H. 1076. To provide that in all the counties of the State of Alabama having a population of not less than 39,920 nor more than 39,925 according to the last preceding Federal census, that the interest on all interest-bearing warrants issued from and after the passage and approval of this act, by the court of county commissioners, board of revenue or other governing body of such counties, by whatever name called shall be a preferred claim against the general fund of such counties, shall be payable out of the general fund of such counties each year, and to provide

the time and manner of the payment of such interest out of said general fund.

Judiciary.

By Mr. Allen:

H. 1077. To provide that in all counties of the State of Alabama, having a population of not less than 39,920 nor more than 39,925 according to the last preceding Federal census, the interest on outstanding road warrants issued by such counties, where such outstanding road warrants amount to the sum of \$140,000.00 and bear interest at the rate of six (6%) per annum, shall become a preferred claim against the general fund of such counties, shall be paid out of the general fund of such counties and to provide the manner of the payment of such interest.

Public Roads and Highways.

By Mr. Waddell (with notice and proof):

H. 1078. To provide for the relief of B. Ivey Burt, and to make an appropriation therefor.

Ways, Means and Appropriations.

Notice and Proof H. 1078:

State of Alabama, }
Russell County. }

Before me, Mildred Minter, a notary public for Russell county, Alabama, personally appeared W. H. Chadwick, who being by me first duly sworn, deposes and says that the notice hereto attached was published for 30 days in the Russell Register, a weekly newspaper, published in Russell county, Alabama, and of which he is one of the editors and is the publisher. That said notice was published in said paper in the issues thereof of date July 25th, August 1st, August 8th, August 15th, and August 22nd, 1919, respectively, and that said notice was published in said paper for a period of thirty days preceding this date and that the same is as follows:

NOTICE OF SPECIAL LAW.

Notice is hereby given that the following special law will be introduced for passage at the present session of the Legislature of Alabama, viz.:

AN ACT

To provide for the relief of B. Ivey Burt and to make an appropriation therefor.

Whereas B. Ivey Burt served, as constable, all of the process from the justice of the peace court of Russell county, Alabama, in the search and seizure proceedings instituted in said county by the attorney general of Alabama, beginning in the month of May, 1916, and

Whereas, the amount of fees earned by the said B. Ivey Burt, and the amount of expense incurred by him as such constable in rendering said service amounted to \$530.59, and

Whereas, the attorney general of the State of Alabama, promised the said B. Ivey Burt to pay said fees and expenses out of his contingent funds, and

Whereas, the attorney general was unable to pay said sum because of the lack of funds in his hands, therefore,

Be it enacted by the Legislature of Alabama:

Section 1. That the State auditor be, and he is hereby required to draw his warrant on the State treasurer for the sum of \$530.59, payable to the said B. Ivey Burt, and payable out of any funds not otherwise appropriated.

Section 2. That it shall be the duty of the State treasurer to pay said warrant out of any money in the treasury not otherwise appropriated.

Dated this the 17th day of July, 1919.

B. Ivey Burt.

W. H. Chadwick.

Sworn to and subscribed before me this the 3rd day of September, 1919.
(Seal) .

Mildred Minter,

Notary Public, Russell County, Alabama.

By Mr. Long of Sumter:

H. 1079. To fix salary of the judge of the county court in all counties having a population of not less than twenty-eight thousand six hundred and seventy (28,670) and not more than twenty-eight thousand seven hundred and twenty (28,720) according to the Federal census of 1910 and provide for the payment of the same.

Ways, Means and Appropriations.

By Mr. Hare:

H. 1080. To fix and prescribe an expense account for circuit solicitors of all circuits of the State of Alabama consisting of two or more counties and the manner of paying the same.

Judiciary.

By Mr. Murphree:

H. 1081. To amend an act to better secure the administration of the financial affairs of the State in respect to expenditures and appropriations; and for that purpose to establish a State budget commission, and prescribe rules and regulations governing the same, approved February 11, 1919, by adding thereto a provision for the payment by the State for the services of the members of the State budget commission.

Judiciary.

By Mr. Murphree:

H. 1082. To provide for the creation, equipment and maintenance of a poultry division as a part of the animal husbandry department of the Alabama Polytechnic Institute and Experiment Station; for the purpose of conducting experiments and demonstrations to determine the best breeds, methods of housing, feeding and marketing of poultry; for giving the students in agriculture adequate and necessary instructions in poultry husbandry; to make appropriations for these purposes and to prescribe the method of drawing and spending same.

Ways, Means and Appropriations.

By Mr. Murphree:

H. 1083. To appropriate the further sum of seventy-five hundred (\$7,500.00) dollars, or so much thereof as may be necessary, to pay for the transportation of troops of the Alabama National Guard that were heretofore, and prior to September 29th, 1915, transported by railroad common carriers on the request or order of the governor or adjutant general of Alabama, reimbursement for which, on account of the deficiency of the appropriation for that purpose as heretofore made by the act, approved September 29th, 1915, entitled, "An act, to appropriate the sum of seven thousand, four hundred and fifty-six and seven one-hundredths (\$7,456.07) dollars to pay for the transportation of troops of the Alabama National Guard heretofore transported by railroad common carriers on the request or order of the governor or adjutant general," has not been made in full to said carriers.

Ways, Means and Appropriations.

By Mr. Murphree:

H. 1084. To provide for the purchase or condemnation of a site and the erection of a building thereon for a pasteur institute and laboratory and the purchase of necessary or proper equipment therefor and to make appropriation for such purposes.

Ways, Means and Appropriations.

By Mr. Murphree:

H. 1085. To make appropriations for the ordinary expenses for the executive, legislative and judicial departments of the State for the interest on the public debt and for the public schools.

Ways, Means and Appropriations.

By Mr. Murphree:

H. 1086. To fix the compensation of the several State executive officers, officers of departments and boards, subordinate officers, clerks, watchmen and capitol servants.

Ways, Means and Appropriations.

By Mr. Murphree:

H. 1087. To amend an act to provide a stenographer for the supreme court reporter, to fix the salary of same and to make appropriations to pay such salary, approved April 24, 1911 (Acts 1911, p. 723).

Ways, Means and Appropriations.

By Mr. Murphree:

H. 1088. To amend section 5982, Code 1907.

H. 1089. To amend section 5993, Code 1907, as amended by an act approved November 23, 1907.

Ways, Means and Appropriations.

By Mr. Murphree:

H. 1090. To amend section 52 of the Code of Alabama of 1907.

Ways, Means and Appropriations.

By Mr. Murphree:

H. 1091. To amend section 79 of the Code of Alabama of 1907.

Ways, Means and Appropriations.

By Mr. Murphree:

H. 1092. To amend section 5992, Code 1907.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1093. To make an appropriation to the public schools.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1094. To amend section 1780 of the Code of Alabama of 1907.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1095. To appropriate the sum of \$7,500.00 to supplement a fund of \$15,000.00 to be raised by the citizens of Blountsville to rebuild the ninth district agricultural school building, recently destroyed by fire.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1096. To make appropriation for the maintenance and support of the State Training School for Girls, and for the erection and equipment of buildings and furniture and equipment therefor.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1097. To make an appropriation for the erection, repair and equipment of rural schoolhouses.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1098. To make an appropriation to the State Board of Education.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1099. To make an appropriation for the maintenance and supervision of county high schools.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1100. To change the name of the Northeast Alabama

Agricultural and Industrial Institute at Lineville and to make an appropriation for its maintenance and support.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1101. To make appropriations to the Alabama Girls Technical Institute.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1102. To amend an act entitled an act "to create and establish a reform school for the training of juvenile negro law-breakers at Mt. Meigs, Alabama, to make appropriations for the purpose, and accept by donation all such lands and buildings as are needful therefor; to create a board of trustees, and to provide for the suitable management of said institution."

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1103. To make an appropriation for the establishment of libraries in the rural, village and town schools of Alabama.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1104. To make an appropriation to the Alabama Illiteracy Commission or to the State Board of Education, if created, for the removal of illiteracy, in Alabama.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1105. To amend section 1952 of the Code of Alabama of 1907.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1106. To amend sections 1941 and 1942 of the Code of Alabama of 1907.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1107. To amend section 1946 of the Code of Alabama of 1907.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1108. To make appropriations to the Alabama Boys Industrial School.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1109. To provide for making appropriations to the Alabama Polytechnic Institute.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1110. To make appropriations to the University of Alabama.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1111. To provide for appropriation to the Alabama School of Trades and Industries at Ragland.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1112. To provide for changing the name and for making an appropriation to the Huntsville State Normal and Industrial School to be known as the Agricultural and Mechanical College for Negroes.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1113. To amend section 8 of an act "To provide for the acceptance of the benefits of an act by the Senate and House of Representatives of the United States of America in Congress assembled, to provide for the promotion of vocational education; to provide for the appointment of a State board of vocational education; and to provide for the duties thereof; and to make appropriations for vocational education," approved February 15, 1919.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1114. To change the name of each of the nine branch district agricultural schools and experiment stations and to make appropriations for their maintenance and support.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1115. To make appropriations to the State department of education.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1116. To make an appropriation to Tuskegee Normal and Industrial Institute.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1117. To make an appropriation for the State normal school for colored teachers, located at Montgomery.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1118. To make appropriations to the State normal schools for white teachers located at Florence, Jacksonville, Livingston, Troy, Daphne and Moundville.

Ways, Means and Appropriations.

By Mr. Dickson:

H. 1119. To make an appropriation for the benefit of those counties that may be levying and collecting a special county school tax during any fiscal year, and to provide for the expenditure of the funds set apart for any county by the county board of education.

Ways, Means and Appropriations.

By Mr. Brindley:

H. 1120. To create the office of county, law librarian, to prescribe his duties and to fix his compensation.

Revision of Laws.

By Mr. Murphree:

H. 1121. To amend section 692 of the Code of Alabama. (Making appropriation for the maintenance of the Geological Survey.)

Ways, Means and Appropriations.

By Mr. Edwards of Pike:

H. 1122. To limit the number of days for which members of the court of county commissioners of any county, whose population by the last Federal census was over 30,800 and under 30,815, may be paid for services as members of said court, for mileage in going to and from said court, for their services rendered in the discharge of their duties in letting out, inspecting and accepting, building or repairing of any county bridges or county buildings or works, and mileage necessarily traveled by them in so doing, during any one year or part of a year; and to repeal all laws and parts of laws in conflict with the provisions of this act in so far as counties whose population by the last Federal census was over 30,800 and under 30,815 are concerned.

Local Legislation.

By Mr. Stoddard (with notice and proof):

H. 1123. To further promote temperance; suppress the evil of intemperance; to limit the amount of alcohol which druggists and physicians may store, keep for sale or have on hand at one time in Crenshaw county, Alabama; to prescribe the duties of solicitors and sheriffs in connection with this act; to prescribe the duties of common carriers herewith; to provide punishment for the violation of the provisions of this act; to fix penalties; and to repeal conflicting laws.

Temperance.

Notice and Proof H. 1123:

TO THE PEOPLE OF CRENSHAW COUNTY.

You will take notice that at the coming session of the Legislature of Alabama, which convenes on the 8th day of July, 1919, a bill will be intro-

duced for passage and enactment into law, the substance of which shall be to further promote temperance and to suppress the evils of intemperance; to suppress the use of and consumption of alcohol; to limit and restrict the amount of alcohol allowed to druggists and practitioners of medicine and dental surgery in Crenshaw county; to prescribe the duties of the sheriff of the county, the county solicitor of the county and the chiefs of police or marshals of the several municipalities of the county under this act; to provide for the inspection by the sheriff and county or deputy solicitor of the county of the places of business of the several druggists, physicians and dentists of the county; to prescribe the duties of the druggists, physicians and dentists of the county with reference to reporting the purchase of alcohol by them and the sale or sales thereof; to prescribe the duties of common carriers with relation to this act; to fix punishments for violation of the provisions of this act and to repeal all laws in conflict with this act in so far as they relate to Crenshaw county.

W. H. Stoddard,
Representative for Crenshaw County.

July 1, 1919.

AFFIDAVIT OF PUBLICATION.

I, C. L. Kettler, publisher of the Crenshaw County News, a newspaper published weekly at Luverne, Crenshaw county, Alabama, do solemnly swear that a copy of the above notice, as per clipping attached, was published once a week in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated July 3rd, 1919, and ending with the issue dated July 24th, 1919.

C. L. Kettler.
Subscribed and sworn to before me this 26th day of July, 1919.
(Seal) Wilkie Pope,
Notary Public.

Ways, Means and Appropriations.

By Mr. Trammell:

H. 1124. To provide for the cancellation of a teacher's certificate under certain conditions.

Education.

By Mr. Jones of Montgomery:

H. 1125. To amend subdivision 84 of section 361 of an act to provide for the general revenue of the State of Alabama, approved Sept. 10th, 1919.

Judiciary.

By Mr. Andrews:

H. 1126. To amend section 1, 3, 4, 5, and 7 of an act entitled "An act to regulate the sale of food and drugs in the State of Alabama, to provide for enforcement and inspectors and prescribe penalties for violation thereof," approved August 26, 1909.

Public Health.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill:

S. 593. To provide and submit to the qualified electors of the

State of Alabama at an election to be held on the first Monday after the expiration of three months from and after the final adjournment of the present session of the Legislature at which this amendment is proposed, an amendment to the Constitution of the State of Alabama, whereby the following municipal corporations, Birmingham, Bessemer, Huntsville, Florence, Selma, Anniston, Athens, Jacksonville, Auburn, Fairfield, Carbon Hill, Mobile and LaFayette, in the State of Alabama, may levy and collect a rate of taxation on the property situated therein not exceeding in the total in any one year one and one-half ($1\frac{1}{2}$) per centum of the value of such property as assessed, as provided by the Constitution and statutes now or hereafter enacted pursuant to the Constitution; provided that the total rate of taxation levied by such municipal corporations shall not in any one year exceed one (1) per centum, unless the rate in excess thereof shall have been submitted to and authorized by ballot by the qualified electors of such municipal corporations, respectively, at elections to be held by them from time to time for such purposes and to provide for such elections.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee as follows:

Judiciary: S. 593.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bill, and returns same herewith to the House:

H. 769. To authorize the court of county commissioners of Bibb county, Alabama, to issue interest bearing warrants to officers and employees of said county in settlement of claims against the county for services when the county is unable to pay for such services when such claims accrue.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 289. To provide how any fraternal benefit society or societies organized or doing business under the laws of this State,

may consolidate, merge or reinsure its or their insurance risks, with any other fraternal benefit society or societies; and to provide how any such society or societies may assume, insure or reinsure the risks of any other fraternal benefit society or societies; and to provide penalties for the violation of the provisions hereof.

Also:

S. 589. To establish inferior courts in lieu of all justices of the peace and notaries public with power of justice of the peace in precincts lying within or partly within the county seats of all counties in the State of Alabama having a population of not less than 26,800 and not exceeding 26,900, according to the Federal census of 1910, or any subsequent Federal census; provided said county seats have a population of 1,500 or more according to the Federal census of 1910, or any subsequent Federal census; to define jurisdiction and powers of said courts and judges and officers thereof and to provide for a place of holding said courts, terms and salaries of the judges and officers of said courts and the manner of their appointment or election and the payment of their salaries.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:

Banking and Insurance: S. 289.

Revision of Laws: S. 589.

MESSAGE FROM THE GOVERNOR.

Gentlemen of the House of Representatives:

I am directed by the governor to hand you herewith his message concerning House bill No. 403.

Respectfully,
W. A. Darden,
Secretary to the Governor.

Sept. 5, 1919.

GOVERNOR'S MESSAGE.

In re House Bill No. 403.

Gentlemen of the House of Representatives:

I return herewith House bill No. 403 without my approval. This is a local bill providing that the clerk of the circuit court of Lauderdale county, Alabama, shall be ex-officio clerk of the county court of said county. The

bill is unnecessary because its purpose is accomplished by the provisions of House bill 104, a general act which has heretofore been approved by me.

Respectfully,
Thos. E. Kilby,
Governor.

Sept. 5, 1919.

On motion of Mr. McDonald, the House concurred in and sustained the governor's veto to the bill, H. 403.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Collins	Johnson	Ross
Adams	Crump	Lawson	Russell
Albright	Dansby	Lewis	Salter
Alexander	Deese	Longshore	Seale
Allen	Dickson	Lynne	Shaw
Arnold	Dunaway	Milford	Simpson
Austin	Faulk	Mitchell	Smith
Baker	Gilbert	Murphree	Sparks
Benners	Griffin	McLeod	Stewart
Blunt	Guy	Oakley	Tompkins
Brindley	Hale	Oliver	Truss
Burks	Hardaway	Orr	Tunstall
Calvert	Hare	Parker	Waddell
Carnley	Hawkins	Peters	Whorton
Clayton	Hollis	Pittman	Wilson
Cliett	Howle	Preston	Woodard
Cobbs	Ingram		

—66

MESSAGE FROM THE GOVERNOR.

Gentlemen of the House of Representatives:

I am directed by the governor to hand you herewith his message concerning House bill No. 701.

Respectfully,
W. A. Darden,
Secretary to the Governor.

Sept. 8, 1919.

GOVERNOR'S MESSAGE.

On motion of Mr. Orr, the House concurred in and adopted the amendment proposed by the governor to the bill, H. 701, said governor's amendment being as follows:

In Re House Bill No. 701.

Gentlemen of the House of Representatives:

I herewith return, without my approval, House bill No. 701 relative to the designation of a certain public road as a State trunk road including trunk road No. 5 in South Guntersville, etc.

The act is self contradictory in this that in the caption the act which is to be amended is designated to be an act approved August 10, 1915,

whereas in the body of the act (section 1) the said act proposed to be amended is designated as an act approved September 10, 1915. By reference to the Acts of 1915, page 365-368, it is ascertained that the act intended to be amended is an act approved September 10, 1915. I, therefore, suggest that the caption of the act be amended by striking out the word "August" where it appears therein and inserting in lieu thereof the word "September."

Sept. 6, 1919.

Respectfully,
Thos. E. Kilby,
Governor.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Johnson	Ross
Adams	Collins	Lawson	Russell
Albright	Crump	Lee (Butler)	Salter
Alexander	Dansby	Lee (Perry)	Seale
Allen	Dickson	Lewis	Shaw
Andrews	Edwards (Dallas)	Longshore	Simpson
Arnold	Edwards (Pike)	Lynne	Smith
Baker	Ellis (Elmore)	Milford	Sparks
Barganier	Faulk	Mitchell	Stewart
Benners	Gilbert	Moorer	Tompkins
Blunt	Guy	McLeod	Truss
Bracken	Hall (Henry)	Oakley	Tunstall
Brindley	Hale	Oliver	Waddell
Calvert	Hardaway	Orr	Whorton
Carnley	Hare	Peters	Wilson
Christian	Hollis	Preston	Woodard
Cliett	Howle		

—66

MESSAGE FROM THE GOVERNOR.

Gentlemen of the House of Representatives:

I am directed by the governor to hand you herewith his message concerning House bill No. 579.

Respectfully,
W. A. Darden,
Secretary to the Governor.

Sept. 10, 1919.

GOVERNOR'S MESSAGE.

On motion of Mr. Stewart the House concurred in and adopted the amendment proposed by the governor to the bill, H. 579, said governor's amendment being as follows:

In re House Bill 579.

Gentlemen of the House of Representatives:

I herewith return House bill 579 without my approval, and suggest the following amendment which if adopted will meet my objection to the bill, namely: amend section 33 by adding at the end thereof the following proviso, namely:

"Provided that if the general revenue act, or any general act, to be enacted by this Legislature shall include provisions fixing and regulating the general license or privilege taxes on vehicles of any kind however propelled or driven for the use of the State and the counties of the State, and providing that the proceeds of such privilege or license taxes shall be apportioned between the State and the counties of the State, such provisions and such apportionment of such license or privilege taxes under any such general law shall take precedence of and shall be in lieu of the privilege or license taxes authorized to be levied and collected under this act to the extent covered by such general act, and provided further that all provisions of this act fixing or levying any such privilege or license taxes in conflict or inconsistent with the provisions of any such general law shall be void and of no operation and effect."

Sept. 10, 1919.

Respectfully,
Thos. E. Kilby,
Governor.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Clayton	Johnson	Ross
Adams	Cliett	Jordan	Russell
Albright	Cobbs	Lawson	Salter
Alexander	Collins	Lewis	Seale
Allen	Crump	Longshore	Shaw
Andrews	Deese	Lynne	Sherrod
Arnold	Dickson	Milford	Smith
Austin	Faulk	Mitchell	Sparks
Baker	Fletcher	Moorer	Stewart
Benners	Gilbert	Murphree	Tompkins
Blunt	Guy	McLeod	Trammell
Bracken	Hale	Oakley	Truss
Brindley	Hare	Oliver	Tunstall
Burks	Hawkins	Orr	Waddell
Burns	Hollis	Parker	Whorton
Calvert	Howle	Robertson	Wilson
Carnley	Ingram		

—66

MESSAGE FROM THE GOVERNOR.

Gentlemen of the House of Representatives:

I am directed by the governor to hand you herewith his message concerning House bill No. 743.

Respectfully,
W. A. Darden,
Secretary to the Governor.

Sept. 9, 1919.

On motion of Mr. Ross, the House concurred in and adopted the amendment proposed by the governor to the bill, H. 743, said governor's amendment being as follows:

In re House Bill No. 743.

Gentlemen of the House of Representatives:

I am returning herewith House bill No. 743 without my approval. The body of the act discloses that the purpose of the bill is to vacate a part of

25th street in the city of Bessemer, Alabama, but the title omits to definitely locate the street in Bessemer or otherwise. I suggest, therefore, the following amendment to the bill which when made will meet with my approval, namely: Amend House bill No. 743 by adding at the end of the caption thereof the following words: "in the city of Bessemer, Alabama."

Respectfully,
Thos. E. Kilby,
Governor.

Sept. 10, 1919.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Johnson	Ross
Adams	Collins	Jordan	Russell
Albright	Crump	Lawson	Salter
Alexander	Dansby	Lewis	Seale
Allen	Dickson	Longshore	Shaw
Andrews	Faulk	Lynne	Sherrod
Arnold	Fletcher	Milford	Smith
Barganier	Gilbert	Mitchell	Sparks
Benners	Griffin	Moorer	Stewart
Blunt	Guy	McLeod	Stoddard
Bracken	Hale	Oakley	Trammell
Brindley	Hardaway	Orr	Truss
Calvert	Hare	Parker	Waddell
Carnley	Hawkins	Pittman	Whorton
Christian	Hollis	Preston	Wilson
Clayton	Howle	Reynolds	Woodard
Cliett	Ingram		

—66—

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and as amended has passed the following House bills:

H. 720. Empowering the clerk of the circuit court in the county of Baldwin to take affidavits for the arrest of parties charged with crime, and to issue warrants for the arrest of such parties, returnable before the judge of the county court.

H. 880. To provide for the construction, maintenance and control of the public roads and bridges of all counties in the State of Alabama having a population of not less than 27,155, and not more than 27,200, by the last or any subsequent Federal census; to further define the duties of the courts of county commissioners, or like governing bodies, of all such counties; to provide for the levy and collection of a vehicle license tax; to provide for the levy and collection of a per capita road tax in commutation of road duty; and to regulate the performance of road duty in such counties by the citizens thereof.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Holmes of Baldwin, the House concurred in and adopted the Senate amendment to the bill H. 720, said Senate amendment being as follows:

Amend House bill 720 by striking out the words: "General assembly" where they occur in section one, and inserting in lieu thereof "Legislature."

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Ingram	Salter
Adams	Collins	Johnson	Seale
Albright	Crump	Lewis	Shaw
Alexander	Deese	Longshore	Sherrod
Allen	Dickson	Lynne	Simpson
Andrews	Dodson	Milford	Smith
Arnold	Dunaway	Mitchell	Sparks
Baker	Faulk	Moorer	Stewart
Barganier	Fletcher	Murphree	Stoddard
Benners	Gilbert	McLeod	Trammell
Blunt	Griffin	Oliver	Truss
Bracken	Guy	Orr	Tunstall
Brindley	Hale	Peters	Waddell
Carnley	Hare	Pittman	Whorton
Christian	Harrison	Preston	Wilson
Clayton	Hollis	Ross	Woodard
Cliett	Howle		

—66

On motion of Mr. Hare, the House concurred in and adopted the Senate amendment to the bill, H. 880, said Senate amendment being as follows:

Amend House bill 880 by striking out the word "first" before the words "day of December" in line eight of section 8 and insert in lieu thereof the word "last."

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Carnley	Guy	Mitchell
Adams	Clayton	Hale	Moorer
Albright	Cliett	Hare	McDonald
Alexander	Cobbs	Harrison	McLeod
Allen	Crump	Hawkins	Oliver
Arnold	Dansby	Hollis	Orr
Baker	Deese	Howle	Parker
Blunt	Dickson	Ingram	Peters
Bracken	Dunaway	Lawson	Pittman
Brindley	Faulk	Lewis	Preston
Burks	Fletcher	Longshore	Ross
Burns	Gilbert	Lynne	Russell
Calvert	Griffin	Milford	Salter

Seale
Shaw
Simpson
Smith

Stewart
Stoddard
Tompkins
Trammell

Truss
Tunstall
Waddell

Whorton
Wilson
Woodard

—66

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following joint resolution:

By Mr. Gunter:

S. J. R. 137. Resolved by the Senate, the House concurring, that the governor be requested to return to the Senate, Senate bill 412.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The House concurred in and adopted the S. J. R. No. 137 by Mr. Gunter, which is set out in the above and foregoing message from the Senate.

RECOMMITTAL OF BILLS.

The following bills were ordered taken from the calendar and referred to the Standing Committee on Rules:

H. 218. To prohibit jurors from boarding or lodging with, and from accepting the hospitality of any public officer during the time for which they are drawn or empanelled to serve as jurors in the trial of any cause or causes pending in any of the courts of record of this State.

H. 677. To amend section 21 of an act entitled "An act to regulate primary elections in the State of Alabama," approved July 17, 1915.

H. 678. To amend section 290 of the Code of Alabama of 1907.

H. 679. To amend section 17 of an act entitled an act to provide for the assessment, valuation and equalization of values of real and personal property for taxation, and for this purpose to create a State board of equalization, to prescribe the powers and duties of said board, to create a board of equalization for each county, and to prescribe the powers and duties of said boards, to provide for the collection of taxes, the sale of property for taxes, and the redemption from such sales, to further provide for the general revenues, abolish the State tax commission, and to transfer all its powers, authority and jurisdiction,

and all proceedings pending for assessment and collection of taxes, and to repeal all laws in conflict with this act."

H. 680. To collect poll taxes for the fiscal year from women in Alabama.

BILLS ON THIRD READING.

S. 382. To regulate and provide for the military forces of the State of Alabama, and to promote its efficiency; to prescribe rules, regulations and means for its organization, armament, equipment, discipline, control and supervisions; to provide for its maintenance, support and upkeep; to provide means for the enforcement of this act; and to fix penalties and punishments for the violation of this act.

Was read a third time at length and passed.

Yeas, 76; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Jones (Escambia)	Parker
Adams	Deese	Jones (Montgomery)	Peters
Albright	Edwards (Dallas)	Johnson	Pittman
Alexander	Edwards (Pike)	Lee (Butler)	Preston
Andrews	Ellis (Bullock)	Lewis	Reynolds
Arnold	Ellis (Elmore)	Long (Butler)	Robertson
Austin	Fletcher	Long (Sumter)	Ross
Baker	Graham (Autauga)	Longshore	Russell
Benners	Graham (Clarke)	Lynne	Salter
Blunt	Hall (Henry)	Mathews (Clarke)	Sherrod
Bracken	Hare	Matthews (Wilcox)	Simpson
Brindley	Hardaway	Milford	Smith
Calvert	Harrison	Mitchell	Sparks
Carnley	Hawkins	Moorer	Stewart
Christian	Hollis	Murphree	Trammell
Clayton	Holmes (Baldwin)	McDonald	Truss
Cliett	Holmes (Elmore)	McLeod	Van de Graff
Cobbs	Howle	Oliver	Whorton
Collins	Ingram	Orr	Woodard

—76

H. 432. Defining as the exercise of due diligence, the forwarding of a check direct to payer.

Was read a third time at length and passed.

Yeas, 66; Nays, 3.

Yeas:

Messrs:

Mr. Speaker	Austin	Brindley	Dansby
Adams	Baker	Calvert	Deese
Albright	Barganier	Christian	Edwards (Dallas)
Alexander	Benners	Cliett	Edwards (Pike)
Andrews	Blunt	Cobbs	Ellis (Bullock)
Arnold	Bracken	Crump	Fletcher

Graham (Autauga)	Ingram	Pittman	Sparks
Graham (Clarke)	Johnson	Preston	Stewart
Griffin	Lee (Perry)	Reynolds	Stoddard
Guy	Lynne	Robertson	Tompkins
Hall (Henry)	Matthews (Wilcox)	Ross	Trammell
Hale	Murphree	Russell	Truss
Harrison	McDonald	Salter	Van de Graff
Hawkins	McLeod	Seale	Whorton
Holmes (Baldwin)	Oliver	Sherrod	Wilson
Holmes (Elmore)	Orr	Simpson	Woodard
Howle	Peters		

—66

Nays:

Messrs:

Carnley Jones (Montgomery) Tompkins —3

H. 433. To limit the liability of a bank for nonpayment of a check through error.

Was read a third time at length and passed.

Yeas, 64; Nays, 6.

Yeas:

Messrs:

Mr. Speaker	Cliett	Hale	Oliver
Adams	Cobbs	Hawkins	Parker
Albright	Collins	Hollis	Peters
Alexander	Crump	Holmes (Baldwin)	Preston
Andrews	Dansby	Howle	Reynolds
Arnold	Deese	Ingram	Robertson
Austin	Dickson	Jones (Escambia)	Ross
Baker	Edwards (Dallas)	Jones (Montgomery)	Russell
Barganier	Edwards (Pike)	Johnson	Salter
Benners	Ellis (Bullock)	Lee (Butler)	Smith
Blunt	Ellis (Elmore)	Lewis	Sparks
Bracken	Fletcher	Lynne	Stoddard
Calvert	Graham (Autauga)	Matthews (Wilcox)	Trammell
Carnley	Graham (Clarke)	Mitchell	Van de Graff
Christian	Guy	Murphree	Wilson
Clayton	Hall (Henry)	McLeod	Woodard

—64

Nays:

Messrs:

Brindley McDonald Sherrod Simpson —6

Longshore Orr

H. 553. To provide for the revision, codification, digesting and promulgation of the public statutes of this State, both civil and criminal.

Was read a third time at length and passed.

Yeas, 65; Nays, 1.

Yeas:

Messrs:

Mr. Speaker Albright Austin Blunt

Adams Andrews Benners Bracken

Brindley	Graham (Autauga)	Lee (Perry)	Ross
Calvert	Graham (Clarke)	Lewis	Russell
Carnley	Hale	Lynne	Sherrod
Christian	Harrison	Mathews (Clarke)	Smith
Cliett	Hawkins	Matthews (Wilcox)	Sparks
Cobbs	Hollis	Murphree	Stewart
Collins	Holmes (Baldwin)	McDonald	Stoddard
Crump	Holmes (Elmore)	McLeod	Tompkins
Dansby	Howle	Oliver	Trammell
Deese	Ingram	Orr	Truss
Dickson	Jones (Escambia)	Peters	Van de Graff
Edwards (Dallas)	Jones (Montgomery)	Pittman	Whorton
Edwards (Pike)	Johnson	Preston	Wilson
Ellis (Bullock)	Lee (Butler)	Robertson	Woodard
Fletcher			

—65

Nays:

Mr. Longshore—1.

RECOMMITTAL OF BILLS.

On motion of Mr. Andrews, the bills:

H. 577. To further prescribe the qualifications and duties of directors of banks and trust companies doing a banking business in this State.

H. 452. Authorizing a bank to pay the deposit of a deceased depositor to the widow, or husband, or heirs of the deceased, where the deposit does not exceed one thousand (\$1,000.00) dollars, after the lapse of sixty (60) days from the death of the deceased.

Were recommitted to the Standing Committee on Banking and Insurance.

H. 453. To require banks and trust companies doing a banking business, to set aside at least 10% of their net earnings each year to a surplus fund, until such fund shall be equal to at least 20% of the capital stock, and to provide penalties for failure.

Was read a third time at length and passed.

Yeas, 71; Nays, 0.

Yeas:

Messrs:

Mr. Speaker

Adams

Albright

Alexander

Andrews

Arnold

Austin

Baker

Barganier

Blunt

Bracken

Brindley

Calvert

Carnley

Christian

Cliett

Cobbs

Collins

Crump

Dansby

Deese

Edwards (Dallas)

Edwards (Pike)

Ellis (Bullock)

Ellis (Elmore)

Faulk

Graham (Autauga)

Graham (Clarke)

Hall (Henry)

Hale

Hardaway

Harrison

Hawkins

Hollis

Holmes (Baldwin)

Howle

Ingram

Jones (Escambia)

Jones (Montgomery)

Johnson

Lee (Butler)

Lee (Perry)

Lewis

Lynne

Mathews (Clarke)	McLeod	Russell	Trammell
Mathews (Wilcox)	Oakley	Sherrod	Truss
Milford	Parker	Simpson	Van de Graff
Mitchell	Peters	Smith	Waddell
Moorer	Pittman	Sparks	Whorton
Murphree	Preston	Stoddard	Wilson
McDonald	Ross	Tompkins	

—71

H. 475. To authorize the personal representative, by appointment of a court having jurisdiction in any other state than the State of Alabama, to receive and collect indebtedness owing to deceased by a person who is a resident of Alabama, and to execute receipt and discharge therefor.

Was read a third time at length and passed.

Yeas, 75; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Ingram	Pittman
Adams	Dansby	Jones (Escambia)	Preston
Albright	Deese	Jones (Montgomery)	Reynolds
Alexander	Edwards (Dallas)	Johnson	Russell
Andrews	Edwards (Pike)	Lee (Butler)	Sherrod
Arnold	Ellis (Bullock)	Longshore	Simpson
Austin	Ellis (Elmore)	Lynne	Smith
Baker	Faulk	Mathews (Clarke)	Sparks
Barganier	Graham (Autauga)	Mathews (Wilcox)	Stewart
Benners	Graham (Clarke)	Milford	Stoddard
Blunt	Hall (Henry)	Mitchell	Tompkins
Bracken	Hale	Moorer	Trammell
Brindley	Hardaway	Murphree	Truss
Calvert	Harrison	McDonald	Van de Graff
Carnley	Hawkins	McLeod	Waddell
Clayton	Hollis	Oakley	Whorton
Cliett	Holmes (Baldwin)	Orr	Wilson
Cobbs	Holmes (Elmore)	Parker	Woodard
Collins	Howle	Peters	

—75

S. 216. To promote the sale of farm loan bonds issued by the Federal land banks organized under the provisions of the farm loan act.

Was read a third time at length and passed.

Yeas, 73; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Baker	Christian	Deese
Adams	Barganier	Christopher	Dickson
Albright	Benners	Cliett	Edwards (Dallas)
Alexander	Blunt	Cobbs	Edwards (Pike)
Andrews	Bracken	Collins	Ellis (Elmore)
Arnold	Brindley	Crump	Faulk
Austin	Calvert	Dansby	Fletcher

Graham (Autauga)	Jones (Escambia)	Mitchell	Russell
Graham (Clarke)	Jones (Montgomery)	Moorer	Salter
Guy	Johnson	Murphree	Simpson
Hall (Henry)	Lee (Butler)	McDonald	Smith
Hale	Lee (Perry)	McLeod	Sparks
Harrison	Long (Sumter)	Orr	Stewart
Hawkins	Longshore	Parker	Stoddard
Hollis	Lynne	Pittman	Trammell
Holmes (Baldwin)	Mathews (Clarke)	Preston	Truss
Holmes (Elmore)	Matthews (Wilcox)	Reynolds	Van de Graff
Howle	Milford	Ross	Wilson
Ingram			

—73

H. 404. To authorize all cities and towns in this State to purchase sanitary or storm water sewers, or sanitary or storm water sewer systems, and to assess the cost of the same against the property drained by them; to prescribe the method of procedure in purchasing such sewers or sewer systems and in levying assessments against the property drained by them; and to authorize the issuance of bonds for the purpose of providing funds to pay the cost of the same.

Was read a third time at length and passed.

Yeas, 66; Nays, 5.

Yeas:

Messrs:

Mr. Speaker	Dickson	Johnson	Ross
Adams	Edwards (Dallas)	Lee (Butler)	Russell
Albright	Edwards (Pike)	Lee (Perry)	Salter
Alexander	Ellis (Bullock)	Long (Sumter)	Seale
Andrews	Ellis (Elmore)	Longshore	Shaw
Arnold	Graham (Autauga)	Lynne	Sherrod
Barganier	Graham (Clarke)	Mathews (Clarke)	Simpson
Blunt	Griffin	Matthews (Wilcox)	Smith
Brindley	Hall (Henry)	Milford	Sparks
Calvert	Hale	Mitchell	Stoddard
Carnley	Hardaway	Murphree	Tompkins
Christian	Hawkins	McDonald	Truss
Cliett	Hollis	McLeod	Van de Graff
Cobbs	Holmes (Baldwin)	Parker	Waddell
Collins	Howle	Pittman	Wilson
Crump	Ingram	Reynolds	Woodard
Deese	Jones (Escambia)		

—66

Nays:

Messrs:

Austin	Jones (Montgomery)	Preston	Whorton
Faulk			

—5

H. 465 (with amendment). To amend an act to provide for the registration of electors.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Privileges and Elections, said amendment being as follows:

Amend House bill 465 by adding to Sec. 15, the following:

Provided further, that in counties having a branch court house or county seat, the court of county commissioners or body of like jurisdiction may by an order duly entered on its minutes require the registrar to spend at such branch court house or county seat each year during the month of January not exceeding five days for the purpose of registering the qualified voters in such jurisdiction of which notice shall be given as herein required.

And the amendment was adopted.

Yeas, 77; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Edwards (Dallas)	Jones (Montgomery)	Ross
Adams	Edwards (Pike)	Johnson	Russell
Albright	Ellis (Bullock)	Lee (Perry)	Salter
Alexander	Ellis (Elmore)	Long (Sumter)	Seale
Andrews	Faulk	Longshore	Shaw
Austin	Fletcher	Lynne	Sherrod
Barganier	Gilbert	Mathews (Clarke)	Simpson
Blunt	Graham (Autauga)	Matthews (Wilcox)	Smith
Bracken	Graham (Clarke)	Milford	Sparks
Brindley	Griffin	Mitchell	Stewart
Calvert	Hall (Henry)	Murphree	Stoddard
Carnley	Hale	McDonald	Tompkins
Christian	Harrison	McLeod	Trammell
Christopher	Hawkins	Parker	Truss
Cliett	Hollis	Partridge	Van de Graff
Cobbs	Holmes (Elmore)	Pittman	Waddell
Collins	Howle	Preston	Whorton
Crump	Ingram	Reynolds	Wilson
Dansby	Jones (Escambia)	Robertson	Woodard
Deese			

—77

Mr. Cobbs offered the following amendment to the bill:

Amend section 15 by making third and last proviso in this section read as follows:

“And provided, further, that such board of county commissioners or board of like authority may authorize the registrar to sit at the county seat and register qualified voters at any time except within the sixty days immediately preceding any primary or general election.”

And the amendment was adopted.

Yeas, 78; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Howle	Partridge
Adams	Deese	Ingram	Peters
Albright	Dickson	Jones (Escambia)	Pittman
Andrews	Edwards (Dallas)	Jones (Montgomery)	Preston
Arnold	Edwards (Pike)	Johnson	Ross
Austin	Ellis (Bullock)	Long (Butler)	Russell
Baker	Ellis (Elmore)	Long (Sumter)	Salter
Barganier	Faulk	Longshore	Seale
Blunt	Fletcher	Lynne	Shaw
Bracken	Gilbert	Matthews (Wilcox)	Sherrod
Brindley	Graham (Autauga)	Milford	Simpson
Calvert	Graham (Clarke)	Mitchell	Smith
Carnley	Griffin	Moorer	Sparks
Christian	Hall (Henry)	Murphree	Stoddard
Christopher	Hale	McDonald	Tompkins
Clayton	Harrison	McLeod	Van de Graff
Cliett	Hawkins	Oakley	Waddell
Cobbs	Hollis	Orr	Wilson
Collins	Holmes (Baldwin)	Parker	Woodard
Crump	Holmes (Elmore)		

—78

RECESS.

The hour of one o'clock having arrived the House recessed until 3 o'clock P. M.

AFTERNOON SESSION.

The hour of 3 o'clock having arrived the House reconvened.

UNFINISHED BUSINESS.

The House proceeded to the consideration of the unfinished business, which was the bill:

H. 465. To amend an act to provide for the registration of electors.

Mr. Ross offered the following substitute for the bill and amendments:

SUBSTITUTE FOR HOUSE BILL NO. 465. AS AMENDED.

A bill to be entitled an act to abolish the office of registrar of voters and electors in each county of the State, and to confer upon the register in chancery of each county all the power and authority now vested in the registrar relative to the registration of electors and voters, and to provide that all persons may register at any time during the year except as hereinafter provided, upon application to the register in chancery, if he be otherwise

a qualified elector under the Constitution and laws of Alabama, and to provide for the payment of a fee to the register in chancery for each person registered, to be paid out of the county treasury upon certificate to such effect, signed by the register in chancery, and upon warrant drawn by the president of the board of revenue, or the chairman of the court of county commissioners.

Be it enacted by the Legislature of Alabama:

Section 1. That the office of county registrar of voters and electors in each county of the State of Alabama be and the same is hereby abolished, and the power and authority, now vested in the registrar relative to the registration of voters and electors, be and the same is hereby conferred upon the register in chancery in each county, and the books, records and documents of the registrars be and the same are hereby transferred to the register in chancery of the several counties of the State of Alabama.

Section 2. That all persons, desiring to register and thereby become duly qualified electors, may register at any time during the year except on Sunday, legal holidays and sixty days before any State or county primary election, upon application to the register in chancery at his office in the county court house in the county in which such person resides, and in counties having a deputy register in chancery who regularly maintains an office at a place other than the county court house, and where regular terms of the circuit court is held over territorial subdivision of such county, it shall be the duty of the register in chancery to furnish such deputy register in chancery with the necessary papers for the registration of persons residing within the territorial subdivision of said county, and it shall be the duty of such deputy register in chancery to register persons, qualified under the Constitution and laws, making application.

Section 3. That the register in chancery shall receive a fee of ten cents for each person registered, which amount shall be paid out of the county treasury upon certificate to such effect, signed by the register in chancery or deputy, upon warrant drawn by the president of the board of revenue, or the chairman of the court of county commissioners.

Section 4. That all laws and parts of laws in conflict with the provisions of this act be and the same are hereby repealed.

Section 5. This act shall become effective upon its passage and approval.

Mr. Orr offered the following amendment to the substitute:

Amend section 3 of substitute to House bill No. 465 as follows: by striking out the words "ten cents" wherever they appear therein and add in lieu thereof the words "twenty-five cents."

On motion of Mr. Dansby the amendment offered by Mr. Orr was laid upon the table.

On motion of Mr. Faulk, the substitute offered by Mr. Ross was laid upon the table.

And the bill:

H. 465. To amend an act to provide for the registration of electors.

As amended, was read a third time at length and passed.

Yeas. 60; Nays, 17.

Yeas:

Messrs:

Mr. Speaker	Dansby	Ingram	Ross
Adams	Deese	Jones (Escambia)	Russell
Allen	Dickson	Jones (Montgomery)	Salter
Andrews	Faulk	Lee (Butler)	Seale
Baker	Fletcher	Long (Sumter)	Shaw
Barganier	Gilbert	Lynne	Sherrod
Blunt	Graham (Autauga)	Mathews (Clarke)	Simpson
Bracken	Graham (Clarke)	Matthews (Wilcox)	Sparks
Calvert	Griffin	Murphree	Tompkins
Carnley	Guy	McDonald	Trammell
Clayton	Hall (Henry)	Oakley	Van de Graff
Cliett	Hardaway	Orr	Waddell
Cobbs	Harrison	Pittman	Whorton
Collins	Hawkins	Preston	Wilson
Crump	Holmes (Baldwin)	Reynolds	Woodard

—60

Nays:

Messrs:

Albright	Hale	Lee (Perry)	Parker
Alexander	Hollis	Lewis	Peters
Austin	Howle	Longshore	Truss
Christian	Johnson	McLeod	Tunstall
Edwards (Dallas)			

—17

Mr. Ross moved to reconsider the vote by which the bill, H. 465, was passed and on motion of Mr. Harrison the motion of Mr. Ross was laid upon the table.

BILL ON THIRD READING.

S. 293. To amend section 928 of the Code of Alabama of 1907. Was read a third time at length and passed.

Yeas, 71; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Allen	Barganier	Brindley
Adams	Andrews	Benners	Calvert
Albright	Arnold	Blunt	Carnley
Alexander	Baker	Bracken	Christian

Clayton	Griffin	Long (Butler)	Ross
Cliett	Guy	Long (Sumter)	Salter
Cobbs	Hall (Henry)	Mathews (Clarke)	Seale
Collins	Hale	Mathews (Wilcox)	Shaw
Crump	Hardaway	Milford	Simpson
Dansby	Hare	Mitchell	Smith
Dickson	Harrison	Murphree	Sparks
Dunaway	Hollis	McLeod	Stoddard
Edwards (Dallas)	Howle	Oakley	Tompkins
Ellis (Bullock)	Ingram	Oliver	Truss
Faulk	Jones (Escambia)	Orr	Tunstall
Fletcher	Jones (Montgomery)	Parker	Waddell
Graham (Autauga)	Johnson	Pittman	Woodard
Graham (Clarke)	Lawson	Preston	

—71

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your Committee on Enrolled Bills begs leave to report that it has examined the following House bills:

H. 12. To amend an act entitled, "An act to amend section 3317 of the Code of Alabama, 1907. Relates to the publication of receipts and disbursements, by counties," approved September 25, 1915.

Also:

H. 366. To amend an act entitled, "An act to prevent stock from running at large in beats 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 16 and 17 in Coosa county.

Also:

H. 599. To regulate the fines and forfeitures of Coffee county, Alabama; to prescribe what claims shall be filed against the fine and forfeiture fund of said county, and to prescribe the order of priority in which the same shall be paid.

Also:

H. 625. To fix the salary of the deputy solicitor for Baldwin county, Alabama.

Also:

H. 650. To provide for the appointment of bailiffs in circuits composed of only one county and having four or more judges, and having a sheriff serving on a salary basis, and to fix the compensation of such bailiffs and provide for its payment.

Also:

H. 707. To repeal an act entitled: "An act to establish in precinct one in Morgan county, Alabama, an inferior court in lieu of all justices of the peace and notaries public with powers of justices of the peace in said precinct, to be known as the inferior court of Decatur; to define the jurisdiction and powers of said court and the judge thereof." Approved September 2, 1915.

Also:

H. 711. To repeal an act entitled: "An act to establish in precinct 19, in Morgan county, Alabama, an inferior court in lieu of all justices of the peace and notaries public with powers of justices of the peace in said precinct, to be known as the inferior court of New Decatur; to define the jurisdiction and powers of said court and the judge thereof." Approved September 2, 1915.

Also:

H. 729. To make better provision for the payment of the fees of State witnesses in criminal cases in the circuit court and county court and before the grand jury of Crenshaw county, to make appropriations therefor and to fix the amount of such fees and to prescribe the duties of the county treasurer under this act.

Also:

H. 788. To abolish the second division of the municipal court of Birmingham, Alabama.

Also:

H. 792. To take away from all inferior courts created in lieu of justices of the peace in any one or more of the precincts of Jefferson county, Alabama, except any such court so created for one or more of the following precincts, to-wit: 1, 2, 3, 4, 5, 7, 24, 27, 33, 35, 40, 41, 45, 52, 29, 49, 51, 53 and 55, criminal and quasi-criminal jurisdiction.

Also:

H. 720. Empowering the clerk of the circuit court in the county of Baldwin to take affidavits for the arrest of parties charged with crime, and to issue warrants for the arrest of such parties, returnable before the judge of the county court.

Also:

H. 769. To authorize the court of county commissioners of Bibb county, Alabama, to issue interest bearing warrants to officers and employees of said county in settlement of claims against the county for services when the county is unable to pay for such services when such claims accrue.

And finds same correctly enrolled.

Robt. F. Peters,
Chairman.

SIGNING OF BILLS.

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing report of the Committee on Enrolled Bills.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted the amendment proposed by his excellency, the governor, to the bill:

H. 381. To authorize the court of county commissioners of DeKalb county, Alabama, to levy a special tax of three-twentieths of one per cent on all taxable property in DeKalb county for the purpose of repairing and maintaining the public roads of said county.

By a vote of a majority of the whole number elected to the Senate, the vote being Yeas, 28; Nays, 0.

And returns said bill and governor's amendment herewith to the House.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in the House amendment to the following Senate bill:

S. 454. To amend section 1 of an act entitled an act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained, approved September 10, 1915."

W. F. Miller,
Secretary.

MESSAGE FROM THE GOVERNOR.

September 9, 1919.

The House of Representatives:

The governor directs me to hand you herewith his message concerning House bill No. 383, which is self-explanatory.

Respectfully,
W. A. Darden,
Secretary to the Governor.

GOVERNOR'S MESSAGE.

On motion of Mr. Lynne, the House concurred in and adopted the amendment proposed by the governor to the bill, H. 383. To provide for the general revenue of the State of Alabama, said governor's amendment being as follows:

September 10, 1919.

To the House of Representatives:

I herewith return House bill 383, without my approval, and suggest the following amendment to meet my objections:

Strike out all of section 2 and substitute in lieu thereof, the following words and figures:

Section 2. The following property and persons shall be exempt from ad valorem taxation:

(a) All bonds of the United States and of this State, and all county and municipal bonds issued by counties and municipalities in this State; all property, real and personal of the United States and of this State, and of county and municipal corporations of this State; all cemeteries; all property, real or personal, used exclusively for religious worship, for schools or for purposes purely charitable; provided, however, that property, real or personal, owned by any educational, religious or charitable institution, society or corporation, let for rent or for hire or use for business purposes, shall not be exempt from taxation, notwithstanding the income from such property shall be used exclusively for educational, religious or charitable purposes; all mortgages, together with the notes, debts and credits secured thereby on real and personal property situated in this State, which mortgages have been filed for record and the privilege tax paid thereon; all money on deposit in any bank or banking institution in this State and all solvent credits.

(a½) All warrants issued by county boards of education and city boards of education for the purpose of erecting, repairing, furnishing school buildings or for other school purposes are exempted from taxation.

(b) All the property of literary and scientific institutions and literary societies, when employed or used in the regular business of such institution.

(c) The libraries of ministers of the gospel, and all libraries other than those of a professional character, and all religious books kept for sale by ministers of the gospel and colporteurs.

(d) All deaf mutes and insane and blind persons, and their property to the extent of one thousand dollars.

(e) From poll tax, all persons permanently disabled, whose taxable property does not exceed five hundred dollars.

(f) All family portraits.

(g) All cotton or other agricultural products which were raised or grown during the current or preceding calendar year, and which shall remain in the hands of the producer thereof, or his landlord, or in the hands of the purchaser purchasing the same for prompt shipment; provisions and supplies on hand for the current year for the use of the family and the making of the crop; all wearing apparel; farming tools to the value of twenty-five dollars; tools and implements of mechanics to the value of twenty-five dollars; and the following property to be selected by the head of each family and not to exceed in the aggregate one hundred and fifty dollars, namely: cows, calves, hogs, sheep, poultry, household and kitchen furniture, and sewing machines; provided that no property or subject of taxation mentioned in this subsection shall be exempt from taxation, nor shall any credit, abatement, or reduction be allowed therefrom unless such property or subject of taxation is entered by the taxpayer upon an assessment list and returned by him under oath to the tax assessor.

(h) That no license or taxation of any character, except franchise taxes as provided by section 229 of the Constitution of the State of Alabama, shall be collected or required to be paid to the State, or any county or municipality therein, by any State or county fair, agricultural association, stock or poultry show.

(i) All manufactured articles, including pig iron, in the hands of the producer or manufacturer thereof, and at the place of production or manufacture, shall be exempt from taxation for twelve months after its production or manufacture.

Amend said bill by changing the words "county supervisor of assessments" wherever they occur to read "county tax adjuster or the board of county tax adjusters."

Amend said bill by changing the phrase "district tax court" wherever it occurs to read "court of county commissioners or board of revenue."

Amend said bill by striking out sub-head "county supervisor of assessments," immediately preceding section 75.

Amend said bill by striking out sections 75 to 132 inclusive, and inserting in lieu thereof the following words and figures:

COUNTY TAX ADJUSTERS.

Section 75. There is hereby created in each county in the State having a population of less than two hundred thousand, the office of county tax adjuster, and in every county in this State having a population of two hundred thousand or more, a board to be known as the board of county tax adjusters, to consist of three members, the incumbents in each of such offices shall be a resident of the county in which he is to serve, and shall be appointed as hereinafter provided for a term to expire on the first day of October, 1923; after which the term of office of each shall expire on the first day of October of every fourth year thereafter, the term of office being for four years.

Section 76. The incumbent of such office and the members of such board shall be known as county tax adjusters. Within thirty days after this act goes into effect the State tax commission shall appoint the incumbent of such office, subject to the approval of the governor, whose term of office shall expire on the first day of October, 1923, and thereafter the successors of such incumbent in like manner shall be appointed for a term of four years to end on the first day of October of each fourth year thereafter. Each incumbent shall hold, however, until his successor is appointed and commissioned, unless removed from office.

Section 77. Such county tax adjusters shall be selected with a view to their fitness for the performance of the duties of said office, and their selection shall be limited to no profession, occupation or calling, but such county tax adjusters shall not hold any other office of profit under this State, or any other state, or of the United States, or of any political division of this State, or of any other state or of the United States, during their incumbency of such office.

Section 78. Such county tax adjusters, before entering upon the duties of their office, must each execute in duplicate a bond in the sum of two thousand dollars in counties having a population of less than fifty thousand inhabitants; and in counties having a population of fifty thousand or more, the amount of such bond shall be five thousand dollars. Such bond shall be payable to the State of Alabama, with sufficient sureties, to be approved by the judge of probate of the county, and conditioned faithfully to discharge the duties of his office, which are, or may be required by law during the time he continues therein, or discharges any of the duties thereof. One of such duplicates must be filed and recorded in the office of the judge of probate of his county, and the other must be filed in the office of the State auditor, before entering upon the discharge of the duties of his office.

Section 79. Said county tax adjusters, before entering upon their duties, in addition to taking the regular oath of office now prescribed by the laws of the State of Alabama, shall each take and subscribe to the following oath:

"I do solemnly swear that I am a resident of (here give name of county), of the State of Alabama, that I will faithfully and honestly discharge

the duties of county tax adjuster, and that I will fix the valuation of all property listed for taxation or submitted to me for valuation, at sixty per cent of its reasonable cash value, to the best of my judgment and ability, so help me God."

Such oath may be administered by any officer of the State authorized under the laws of the State to administer oaths, and shall be filed and recorded in the office of the State tax commission.

Section 80. That any vacancy in the office of county tax adjuster by death, resignation or removal from office shall be filled in the same manner as the original appointment and for the unexpired term only.

Section 81. That the State tax commission shall have power, with the consent of the governor, to remove such county tax adjusters from office whenever in the judgment of a majority of the members of said commission and the governor, such removal will best subserve the interests of the State of Alabama.

Section 82. That the compensation of such county tax adjusters shall be as follows:

In counties having an assessment of more than \$160,000,000, according to the last preceding assessment, four thousand four hundred dollars per annum.

In counties having an assessment of more than \$100,000,000 and not more than \$160,000,000, according to the last preceding assessment, four thousand dollars per annum.

In counties having an assessment of more than \$36,000,000 and not more than \$100,000,000, according to the last preceding assessment, three thousand, six hundred dollars per annum.

In counties having an assessment of more than \$15,000,000 and not more than \$36,000,000, according to the last preceding assessment, three thousand dollars per annum.

In counties having an assessment of more than \$11,000,000 and not more than \$15,000,000, according to the last preceding assessment, two thousand, four hundred dollars, per annum.

In counties having an assessment of more than \$8,000,000 and not more than \$11,000,000, according to the last preceding assessment, two thousand, one hundred dollars per annum.

In counties having an assessment of more than \$5,000,000 and not more than \$8,000,000, according to the last preceding assessment, one thousand, eight hundred dollars per annum.

In counties having an assessment of more than \$4,500,000 and not more than \$5,000,000, according to the last preceding assessment, one thousand, six hundred dollars per annum.

In counties having an assessment of \$4,500,000 or less, according to the last preceding assessment, one thousand, five hundred dollars per annum.

That said salaries shall be paid monthly, one-half by the State on the warrant of the State auditor, and one-half by the county, out of the general funds of the county, on the warrant of the court of county commissioners or other court of like jurisdiction, and the same shall be a preferred claim against the funds of said county.

Section 83. That immediately after the first Monday in October of each year, such county tax adjusters shall each begin the valuation and equalization of all taxable property in the county for which he was appointed for the assessment of taxes to be levied thereon during the current fiscal year. The valuation of all property listed for taxes shall be entered by such county tax adjuster upon the tax lists as returned by the taxpayer, or as otherwise listed for taxes. The valuation of all real property as fixed by the county tax adjusters upon the tax lists shall be entered by the tax

assessor upon the land and lot books of the county, which books shall be substantially bound and suitably ruled so that the description of real estate, the name of the owner, and the valuation of the real estate and improvements, as fixed by the county tax adjuster or board of tax adjusters, or otherwise, may be shown thereon, and said book shall be so ruled that they will form a record for future reference. The form of such land and lot books shall be prescribed by the State tax commission and such commission shall, after thirty days' notice by advertisement once a week for four successive weeks in one daily newspaper published in Birmingham, one published in Montgomery, and one published in Mobile, award a contract to the lowest responsible bidder, who shall agree to furnish said books of the quality, in the form and within the time stipulated by the State tax commission, to all counties of the State. The cost of said books shall be paid by the respective counties upon the certificate of the State tax commission.

Section 84. Whenever any assessment of real property shall have been made by the county tax adjuster or board of tax adjusters, after personal inspection thereof, the value thus fixed shall be and remain the taxable value of such property for a period of two years dating from the first day of October preceding, and the county tax adjuster or board of tax adjusters shall not be required to again view, inspect, value and equalize the same during such two year period, unless a revaluation and equalization shall be made by order and direction of the State tax commission, in which event the valuation thus fixed shall be and remain the taxable value of such property until the next biennial period of assessment, or unless there shall be a change in the value of such real property, or the building, structures, or improvements thereon caused either by the destruction of or damage to said buildings, or by the erection or construction of new buildings, structures or improvements, or by the removal of minerals from said lands, or by the removal of turpentine from the timber on said lands, or by cutting the timber therefrom, in which event the assessment shall be increased or reduced to the extent only of the increase or reduction in the value of such real property by reason of the changes above named.

Section 85. The county tax adjuster or board of tax adjusters shall visit, inspect, examine, equalize and value each piece and parcel of real property in the county, and after such inspection and examination thereof shall cause to be recorded upon the land and lot books sixty per cent of the reasonable cash value of such real property. Where the land is assessed as acreage, the valuation shall be fixed for each forty acres or fraction thereof, and when real estate has been platted and divided into lots it shall not thereafter be assessed as acreage, but each lot shall be assessed. The said county tax adjuster or board of tax adjusters shall also, as far as practical, view, inspect, value and equalize all taxable property, other than real estate, shown by the tax returns and enter thereon sixty per cent of the reasonable cash value thereof. Said county tax adjusters or board of tax adjusters may issue subpoenas to witnesses and may require the owner, occupant or person in possession of such property to give him any information with regard to such property, the amount of rents, income and profits therefrom, and may require the production for inspection of all fire insurance policies on the improvements, if real estate, or on personal property, for the current or preceding year.

The county tax adjuster or board of tax adjusters are hereby authorized and empowered, by and with the consent of the State tax commission, to employ such expert assistants as said county tax adjuster or board of tax adjusters may deem necessary for the proper valuation of the property of the county. Such expert assistants so employed shall receive such compensation as shall be agreed upon by the State tax commission, which com-

pensation shall be paid out of the appropriation of the State tax commission.

Section 86. The county tax adjusters or board of tax adjusters shall each annually in his or its county fix the value of all taxable property, other than real property, as shown by the assessment lists, and such values shall be entered thereon by the county tax adjuster or board of tax adjusters. The value so fixed and returned to the tax assessor shall be the taxable value of the property so valued and equalized by them, provided that in the event the value of real and personal property of any taxpayer is increased by the county tax adjuster or board of tax adjusters over the assessed value thereof for the preceding year, the taxpayer shall be furnished by mail or in person with a statement showing separately the value of his personal property and his real property, and also that the county tax adjuster or board of tax adjusters will sit to hear objections to the valuations and to correct errors on the first Monday in June, which notice shall be given on or before the last Monday in May. But failure to give or receive such notice shall not invalidate such assessment. The expense of postage incurred by the tax assessor in carrying out the provisions of this section shall be paid in equal proportions by the county and the State, upon a certified statement thereof by the tax assessor, filed with the court of county commissioners, or other board or court of like jurisdiction and with the auditor of the State of Alabama.

Section 87. It shall be the duty of the county tax adjuster or board of tax adjusters to carefully examine and inspect all tax returns and assessments delivered to them by the county tax assessor, and if he or it finds that any taxpayer has neglected to make a return, or has omitted from his return any property that should be returned, it shall be his or its duty to make up a return upon the proper blank, with a description of the property to be assessed, which property he or it shall then proceed to value and equalize in the same manner as other property is valued and equalized by him or it, and to the value thus placed thereon shall be added a penalty of ten per cent for the failure of the owner of such property to properly return the same.

Section 88. When the county tax adjuster or board of tax adjusters shall have completed his or its work of valuing and equalizing property subject to taxation in his or its county, and such valuation shall have been entered on the assessment lists, which shall not be later than the first Monday in May, 1920, and the first Monday in May of each year thereafter, he or the chairman of such board, shall certify over his signature to the correctness of the tax returns, showing the valuations fixed by him or it, and shall deliver them to the tax assessor who shall hold them in his office open to public inspection. The tax assessor shall then give notice by publication once a week for three consecutive weeks in a newspaper published in the county, and if no newspaper is published in the county, by posting notices in at least three public places in each precinct of the county, that the county tax adjuster or board of tax adjusters has returned his or its report and that the same is open to inspection, and that the said county tax adjuster or board of tax adjusters will sit at the courthouse in the county, beginning on the first Monday in June, to correct any errors in the assessments or valuations, and it shall be the duty of the county tax adjuster or board of tax adjusters to see that such notice is given.

Section 89. For the purpose of hearing objections, if any, to assessments or valuations fixed by the county tax adjuster or board of tax adjusters, the said county tax adjusters or board of tax adjusters shall sit at the courthouse in his or its respective county on the first Monday in June in each year, from 9 A. M. to 4 P. M., and shall continue for at least one week, and as much longer as may be necessary, provided that he or it does not sit

beyond the second Monday in July, unless otherwise ordered by the State tax commission, and provided further that where there is more than one courthouse in the county, the time for such sitting shall as nearly as practicable be equally divided between the respective courthouses thereof. At such sitting the property owner may appear in person, or by agent or attorney, and make his objection to any assessment or valuation theretofore made, and may produce evidence in support thereof, and it shall be the duty of the county tax adjuster or board of tax adjusters to examine under oath any complaining property owner, and to examine any other witnesses under oath as to the reasonable cash value of the property of such owner, and if it is found from the evidence that the valuation theretofore placed was not sixty per cent of the reasonable cash value of such property, whether more or less, then he or it shall correct the valuation or assessment, so that it will show sixty per cent of the reasonable cash value and such corrected amount shall constitute the taxable value of such property. But if said county tax adjuster or board of tax adjusters shall find from the evidence that the valuation placed on the property was sixty per cent of the reasonable cash value thereof, then said valuation shall stand as the taxable value of said property, unless an appeal is taken therefrom as provided by this act.

Section 90. When the county tax adjuster or board of tax adjusters shall have completed the work of hearing objections against valuations fixed on the taxable property, he or it shall enter upon the tax return lists his or its corrected valuations, if any changes have been made therein, and shall deliver the same to the tax assessor of the county, which changed or altered valuations shall be the taxable value of the property or properties, unless an appeal is taken, or unless otherwise ordered by the State tax commission.

Section 91. The county tax adjuster or board of tax adjusters, in the performance of his or its duties under the provisions of this act, shall have the same power and authority heretofore vested in county boards of equalization. Said county boards of equalization are hereby abolished.

Section 92. The county tax adjuster or board of tax adjusters shall have and exercise exclusive right, each in his or its respective county, to fix the taxable value of all property therein not specifically required to be assessed otherwise, subject only to the right of appeal, except as otherwise provided by this act.

Section 93. Nothing herein shall be construed to require the county tax adjuster or board of tax adjusters to value railroad property, telegraph and telephone lines, or any other property required by this act to be assessed by the State tax commission.

Section 94. The failure of the county tax adjuster or board of tax adjusters to perform any of his or its duties at the time prescribed, or to complete his or its duties within the time specified by this act, shall not invalidate any assessment or any act of his or it made or done after the expiration of such time. The duty of the county tax adjuster or board of tax adjusters to visit, inspect and examine each piece and parcel of real property in his or its county is directory and failure to do so shall not invalidate the assessments made by him or it.

Section 95. Whenever under the provisions of this act any notice, subpoena, or writing, is required to be given or served, the same may be served by any sheriff in this State, or his deputy, or by any lawful constable, or any tax assessor of this State, except as hereinafter provided.

Section 96. In counties having a population of two hundred thousand or more, the valuation for assessment shall be fixed by the board of tax adjusters and all questions arising before such board may be decided by a majority of such board, and any two of the members of such board shall con-

stitute a quorum for the transaction of business. At the time of the appointment of the members of such board, one shall be designated by the appointing power as chairman of the board and the other two shall be known as associate members thereof.

Section 97. The county tax adjuster or chairman of the board of tax adjusters shall either alone or with counsel represent the State and county in all cases pending before the court of county commissioners or other court of like jurisdiction.

Section 98. The county tax adjuster or board of tax adjusters shall assess the taxes against each auctioneer, as provided by subdivision J, of section 5 of this act, and shall return such assessment immediately to the tax assessor, who shall enter the same upon his books as in the case of other assessment, and such assessor shall immediately make a statement of such assessment and deliver the same to the tax collector for collection. Such taxes become assessable and payable immediately upon the expiration of each such auction sale.

Section 99. That in cases where objection has been made by any taxpayer, his agent or attorney, to the valuation fixed by the county tax adjuster, or board of tax adjusters, on any property assessed against such taxpayer, and such valuation is overruled by said county tax adjuster or board, such taxpayer, his agent or attorney, may take an appeal from the action of the county tax adjuster or board of tax adjusters in overruling his objection to such valuation to the court of county commissioners or board of revenue of such county; unless the tax adjuster shall have noted on the assessment list a revised valuation made by him, assented to by the taxpayer after the taxpayer has made objection to the original valuation, or unless the tax adjuster has noted on the assessment list that the taxpayer's objection is overruled, such taxpayer may appeal from the original valuation made by the tax adjuster.

Section 100. Each member of the court of county commissioners or board of revenue before entering upon his duties as such, for hearing appeals in tax cases, in addition to taking the regular oath of office now prescribed by the laws of the State of Alabama, shall take and subscribe to the following oath:

"I do solemnly swear that I will faithfully discharge the duties of adjusting tax values in cases appealed to this court and that I will fix the valuation of all property listed for taxation and submitted for valuation to the court of which I am a member, at sixty per cent of its reasonable cash value, to the best of my judgment and ability, so help me God."

Section 101. Whenever under the provisions of this act any notice, subpoena or writing is required to be given or served for or on account of the administration of said court of county commissioners or board of revenue, the same may be served by any sheriff in this State, or his deputy, or by any lawful constable, and compensation to such officer for serving such notice, subpoena or writing shall be the same as is now allowed the sheriff for summoning witnesses for the circuit court in civil cases, which shall be paid by the court of county commissioners, or other court having like jurisdiction, of the county, in the event the appeal is decided in favor of the contention of the taxpayer, and in the event the judgment of the court is against the contention of the taxpayer, judgment shall be entered in favor of the State and county and against such taxpayer for all costs incurred in such proceedings, for which execution may issue as in civil cases in the circuit court of the State and the property of such taxpayer may be levied upon and sold by the sheriff of the county as in such cases.

Section 102. The style of all cases upon the trial docket and minutes of said court of county commissioners or board of revenue shall be: "State of

Alabama and county of (here give the name of the county), plaintiff, vs. (here give the name of taxpayer appealing), defendant."

Section 103. Whenever the court of county commissioners or board of revenue shall have rendered its judgment as to the value of any property the county tax adjuster or board of tax adjusters shall enter such valuation upon the assessment lists in the same manner as the original assessment valuations are entered, and the tax assessor shall make such records of same as are required to be made in values fixed by the county tax adjuster or board of tax adjusters, and such valuation shall be the assessment value of said property under the laws of this State, unless appeal is taken therefrom to the circuit court of the county.

Section 104. All appeals from the ruling of the county tax adjuster or board of tax adjusters fixing the values for property shall be taken within ten days after the date of the final decision of the county tax adjuster or board of tax adjusters to the court of county commissioners or board of revenue. The trial upon such appeal shall be de novo and the court shall render a judgment ascertaining and fixing the assessment valuation of said property, describing the property involved. All such appeals shall be set for trial at the first succeeding term of the court after the appeal is taken; provided, however, that no such appeal shall suspend the right of the State and counties to collect from the taxpayer taxes due upon his property as fixed for assessment for the preceding tax year, and the taxpayer shall, when the taxes are due, pay all taxes due at the assessed value for such preceding year. In the event the judgment of said court shall be rendered after the taxpayer shall have paid taxes based upon the assessed valuation for such preceding year, then the court shall render its judgment, determine and fix the assessed valuation of said property as aforesaid; and the taxpayer shall be adjudged to pay the difference required by such increased assessed valuation, and the judgment shall show this fact. Provided, however, that if the court trying the same shall find that the value of the property is less than the assessed value upon which such taxpayer has paid taxes for the year in question, such fact shall be certified by the clerk of the court to the county tax assessor, and the taxpayer shall be entitled to be paid back the amount in excess of his taxes actually due, by the tax collector, and the tax collector shall have credit therefor as an error in assessment on his settlement with the State and county authorities. From the judgment of the court of county commissioners or board of revenue, as herein provided for, either party may appeal to the circuit court of the county within thirty days from the rendition of the judgment and trial shall there be had de novo.

Section 105. The opinion of the majority of the members of said court of county commissioners or board of revenue shall govern in the valuation and equalization of values of all property before them for determination, in the judgment to be rendered.

Section 106. The presiding judge of the court of county commissioners or board of revenue shall be the clerk of said court and may frame and issue or cause to be issued any summons, subpoena or other process necessary for the proper administration of said court and to carry into effect any lawful order or judgment rendered or made by such court.

Section 107. For the purpose of hearing cases brought before said court from the valuation fixed by the county tax adjuster or board of tax adjusters, the court of county commissioners or other court of like jurisdiction in every county shall hold regular terms on the fourth Monday in July in each and every year and may continue until the cases before it are disposed of, and such adjourned and special term, either or both, as may be necessary, and may continue in session in each case until the business before it is disposed of.

Section 108. All such appeals to the circuit court as herein provided shall be taken within thirty days after the final decision of the court of county commissioners or board of revenue fixing the valuation as provided for in this act, and the taxpayer shall give bond with sureties to be approved by the clerk of the court to which the appeal is taken and payable to the State of Alabama, conditioned to pay all the costs created by the appeal and abide and perform whatsoever judgment said court may render in the premises. The trial upon such appeal shall be de novo and by and with the jury unless a jury trial is waived, and the court shall determine and fix the assessed valuation of the property involved. All such appeals shall be preferred cases and shall be set for trial at the first succeeding term of court after the appeal is taken, unless the court shall be in session at the time the appeal is taken, in which event the case shall be set for trial during the term then in session; provided, however, that no such appeal shall suspend the right of the State and county to collect from the taxpayer the taxes due upon his property at the valuation theretofore fixed for assessment for the preceding tax year, and the taxpayer shall, when the taxes are due, pay all taxes due at the assessed valuation for such preceding year. If the judgment of the circuit court shall be rendered after the taxpayer shall have paid taxes based upon the assessed valuation for such preceding year, the court shall ascertain and determine the amount of taxes so paid, and in the event the valuation so fixed by said court shall exceed in amount the valuation of the assessment for the preceding year, then the court shall render a judgment fixing said difference, together with the costs of the court, and this amount so ascertained and fixed shall be paid by the taxpayer.

From the judgment of the trial court, either party may appeal to the court of appeals, or to the supreme court, as in civil cases, within thirty days from the rendition of the judgment. Provided, that if the judgment of the court fixes the value of the property at a less amount than the assessed value on which such taxpayer has paid taxes for the year in question, and no appeal is taken, such facts shall be certified by the clerk of the court to the tax assessor and the taxpayer shall be entitled to be paid back the amount in excess of his taxes actually due by the tax collector, and the tax collector shall have credit therefor as an error in assessment on his settlement with the State and county authorities.

Amend said bill by changing the words, "ten per cent of the value to be assessed thereon," where they occur in sections 55, 57, 58 and 61, to read, "ten per cent of the taxes to be assessed thereon."

Add section 426, which shall read as follows:

Section 426. All laws and parts of laws in conflict herewith be and the same are hereby repealed.

Amend subsection 13 of section 336, so that the same shall read as follows: "Insurance companies organized under the laws of this State, or any other state or country, and paying a license fee or privilege tax upon premium receipts for the privilege of transacting business in this State."

Amend license schedule 84 by striking out the words, "and other metallic ammunition."

Amend said bill by striking out of section 72 where they occur, after the words, "and at the same time levy the amount of special taxes required for the county for the current year," the words, "not to exceed one-fourth of one per cent."

Amend section 5 by striking out the first portion thereof down to subdivision A, and by inserting in lieu thereof the following:

"Section 5. The subjects of taxation, except as exempted by existing laws, shall be as follows:—"

Amend schedule 24 of section 361 by striking out the words, "greater than a quart," and inserting in lieu thereof the words, "of a quart or more."

Amend section 181 by striking out the word "correct" where the same appears therein, and insert in lieu thereof the word "incorrect."

Amend by adding section 427 as follows:

Section 427. That the governor is hereby vested with authority to remove at his pleasure any member of the State tax commission, or any county tax adjuster; that the right of removal may be exercised without regard to the term of office or employment.

Amend section 134 by striking out from the end of the last sentence thereof the words, "and shall be a free-holder, and provided further that one of said members shall be a man learned in the law."

Amend section 224 by striking out the words, "county tax assessor," where they last occur in said section, and insert in lieu thereof the words "county tax adjuster or board of tax adjusters."

Respectfully,
Thos. E. Kilby,
Governor.

Yeas, 58; Nays, 24.

Yeas:

Messrs:

Mr. Speaker	Deese	Howle	Peters
Adams	Dickson	Ingram	Preston
Alexander	Dunaway	Jones (Escambia)	Reynolds
Allen	Edwards (Dallas)	Lee (Butler)	Robertson
Andrews	Ellis (Bullock)	Long (Sumter)	Ross
Austin	Gilbert	Longshore	Russell
Blunt	Graham (Autauga)	Lynne	Salter
Bracken	Graham (Clarke)	Matthews (Wilcox)	Shaw
Brindley	Guy	Murphree	Sparks
Carnley	Hall (Henry)	McDonald	Stoddard
Cliett	Hale	McLeod	Trammell
Cobbs	Hare	Oakley	Truss
Collins	Harrison	Orr	Whorton
Crump	Hawkins	Partridge	Wilson
Dansby	Holmes (Baldwin)		

—58

Nays:

Messrs:

Arnold	Edwards (Pike)	Lee (Perry)	Smith
Baker	Faulk	Mathews (Clarke)	Stewart
Barganier	Fletcher	Milford	Tunstall
Benners	Hardaway	Parker	Van de Graff
Calvert	Hollis	Pittman	Waddell
Christian	Jones (Montgomery)	Simpson	Woodard

—24

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted the amendments proposed by his excellency, the governor, to the bills:

H. 743. To vacate, close and annul as a public highway or street that portion of 25th street which lies between the north-west side of 7th alley and the southeast side of 8th avenue.

By a majority vote of the whole number elected to the Senate, said vote being Yeas, 28; Nays, 0.

Also:

H. 701. To amend section 1 of an act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained, approved August 10th, 1915.

By a majority vote of the whole number elected to the Senate, said vote being Yeas, 30; Nays, 0.

Also:

H. 579. To regulate and provide for the working, building, maintenance and upkeep of the public roads and bridges in Bibb county, Alabama, and prescribe manner and means of collecting and raising revenue and funds for the working, building, maintenance and upkeep of the public roads and bridges of and in Bibb county, Alabama; to regulate the public road and bridge affairs of Bibb county, Alabama; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect, and the manner and means of raising or collecting such funds, and to provide for the collection of a per capita road tax and for a license tax on all vehicles including vehicles propelled by animals, electricity, gasoline or other power whatsoever to be used for the maintenance, building, upkeep and repair of such roads and bridges and for the collection thereof.

By a majority vote of the whole number elected to the Senate, said vote being Yeas, 29; Nays, 1.

And returns same herewith to the House.

W. F. Miller,
Secretary.

MESSAGE FROM THE GOVERNOR.

Gentlemen of the House of Representatives:

I am directed by the governor to hand you herewith his message concerning House bill No. 534.

Respectfully,
W. A. Darden,
Secretary to the Governor.

Sept. 10, 1919.

GOVERNOR'S MESSAGE.

On motion of Mr. Lynne, the House sustained the governor's veto to the bill, H. 534, said governor's message being as follows:

In re House Bill No. 534.

Gentlemen of the House of Representatives:

I return herewith House bill No. 534 abolishing the county court of Coosa county, without my approval.

The Legislature of 1915 re-established all the county courts of the State that were provided for in article 3, chapter 198 of the Code of Alabama, and which had been heretofore abolished, except as to counties having a population of 50,000 or more, and I doubt the constitutional power of the Legislature to carve one county out of the general county court system and abolish it. But, however that may be, I am withholding my approval to this mainly on the ground that these county courts are needed as a general provision in the State to insure the enforcement of the laws of the State, particularly the liquor prohibition laws of the State. I am of the opinion that these laws in a great majority of the counties of the State cannot be as effectually enforced by the circuit courts as by the local county courts which are practically open for business all the time.

Respectfully,
Thos. E. Kilby,
Governor.

Sept. 10, 1919.

Yeas, 75; Nays, 1.

Yeas:

Messrs:

Mr. Speaker	Cliett	Hawkins	Robertson
Adams	Cobbs	Hollis	Ross
Albright	Collins	Howle	Russell
Alexander	Crump	Ingram	Salter
Allen	Deese	Johnson	Seale
Andrews	Dickson	Lawson	Shaw
Arnold	Dunaway	Lewis	Smith
Austin	Edwards (Dallas)	Longshore	Sparks
Baker	Edwards (Pike)	Lynne	Stewart
Barganier	Ellis (Bullock)	Milford	Stoddard
Benners	Ellis (Elmore)	Mitchell	Tompkins
Blunt	Faulk	Moorer	Trammell
Brindley	Fletcher	McDonald	Truss
Burks	Gilbert	McLeod	Tunstall
Calvert	Griffin	Oakley	Waddell
Carnley	Guy	Oliver	Whorton
Christian	Hale	Orr	Wilson
Christopher	Hardaway	Preston	Woodard
Clayton	Hare	Reynolds	

—75

Nays:

Mr. Parker—1.

BILLS ON THIRD READING.

H. 354. To repeal section 2069 of the Code of Alabama of 1907.

Was read a third time at length and passed.

Yeas, 69; Nays, 10.

Yeas:

Messrs:

Mr. Speaker	Albright	Allen	Baker
Adams	Alexander	Arnold	Barganier

Blunt	Fletcher	Longshore	Reynolds
Calvert	Graham (Autauga)	Lynne	Robertson
Carnley	Graham (Clarke)	Mathews (Clarke)	Ross
Christian	Griffin	Matthews (Wilcox)	Salter
Christopher	Guy	Milford	Seale
Clayton	Hall (Henry)	Mitchell	Simpson
Cliett	Hale	Moorer	Sparks
Collins	Harrison	McDonald	Stewart
Crump	Hollis	McLeod	Stoddard
Dansby	Howle	Oakley	Tompkins
Deese	Ingram	Orr	Trammell
Dickson	Jones (Escambia)	Parker	Van de Graff
Edwards (Dallas)	Johnson	Partridge	Whorton
Edwards (Pike)	Lee (Butler)	Pittman	Wilson
Ellis (Bullock)	Lee (Perry)	Preston	Woodard
Faulk			

—69

*Nays:**Messrs:*

Andrews

Cobbs

Hardaway

Hawkins

Jones (Montgomery)

Long (Sumter)

Peters

Smith

Tunstall

Waddell

—10

H. 543. To repeal the act "To further regulate primary elections in this State," approved September 22nd, 1915, found in acts of 1915, pp. 722-723.

Was taken up and was, on motion of Mr. Cobbs, indefinitely postponed.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill:

S. 566. To establish a school at Eufaula, Alabama, to be known as the Southeast Alabama Industrial School, to provide for its management and to make an appropriation therefor.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee as follows:

Ways, Means and Appropriations: S. 566.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bill, and returns same herewith to the House:

H. 427. To appropriate the sum of four hundred, twenty-eight and 94/100 dollars, the relief of W. H. Jones, for overpayments of solicitor fees made by him to the State of Alabama as clerk of the circuit court of Covington county during the period from January 1, 1905, to January 1st, 1916.

W. F. Miller,
Secretary.

BILLS ON THIRD READING.

H. 974. To further provide for the prevention and suppression of diseases and parasites, among cattle, horses, mules, asses and hogs, such as hog cholera, glander, cattle fever tick, foot and mouth disease, and other infectious and communicable diseases and parasites by requiring all railroad cars in which animals are transported in Alabama, from points within the quarantined area as defined by the United States department of agriculture or by the State live stock sanitary board, to be cleaned and disinfected.

Was read a third time at length and passed.

Yeas, 63; Nays, 1.

Yeas:

Messrs:

Mr. Speaker	Crump	Holmes (Elmore)	Peters
Albright	Dansby	Howle	Pittman
Alexander	Dickson	Ingram	Russell
Allen	Edwards (Dallas)	Jones (Escambia)	Salter
Andrews	Edwards (Pike)	Jones (Montgomery)	Seale
Arnold	Ellis (Elmore)	Johnson	Simpson
Austin	Fletcher	Lewis	Smith
Barganier	Gilbert	Longshore	Sparks
Brindley	Graham (Clarke)	Lynne	Stewart
Calvert	Griffin	Matthews (Wilcox)	Stoddard
Carnley	Hall (Henry)	Milford	Tompkins
Christian	Hale	Mitchell	Trammell
Clayton	Hare	Murphree	Van de Graff
Cliett	Hawkins	McDonald	Waddell
Cobbs	Hollis	McLeod	Woodard
Collins	Holmes (Baldwin)	Oakley	

—63

Nays:

Mr. Benners—1.

And the bill was sent to the Senate without engrossment.

S. 295. To authorize any bank or trust company incorporated under the laws of the State of Alabama to become a member of a Federal reserve bank, and in such event to be subject to all the provisions of the act of Congress known as the Federal reserve act and amendments thereto; to provide and define the reserves

to be kept by banks and trust companies incorporated under the laws of this State which are or may become such members of the Federal reserve system; to permit the authorities of this State which supervise and examine banks and trust companies organized under its laws to accept the examination and audits made pursuant to the Federal reserve act of such banks and trust companies as become members of the Federal reserve system, and to furnish information to the authorities of the Federal reserve system as to such State banks.

Was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Howle	Preston
Albright	Collins	Ingram	Ross
Alexander	Crump	Jones (Escambia)	Seale
Allen	Dickson	Jones (Montgomery)	Shaw
Andrews	Edwards (Pike)	Johnson	Sherrod
Arnold	Fletcher	Lee (Perry)	Simpson
Austin	Gilbert	Longshore	Sparks
Baker	Graham (Autauga)	Lynne	Stoddard
Blunt	Graham (Clarke)	Mathews (Clarke)	Tompkins
Bracken	Griffin	Mathews (Wilcox)	Trammell
Brindley	Guy	Murphree	Tunstall
Calvert	Hall (Henry)	McDonald	Van de Graff
Carnley	Hale	McLeod	Waddell
Christian	Hawkins	Oakley	Whorton
Christopher	Hollis	Peters	Wilson
Clayton	Holmes (Baldwin)	Pittman	Woodard
Cliett	Holmes (Elmore)		

—66

S. 442 (with amendment). To create the office of State fire marshal, and to provide for the appointment of deputy fire marshal and assistant; to define their powers and duties and to fix their compensation; provide ways and means for the enforcement of this act and penalties for violation thereof; and to provide means for defraying the expenses incurred under the provisions hereof.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Revision of Laws, said amendment being as follows:

Amend S. 442 by striking out words and figures three thousand (\$3,000.00) dollars, where they appear in section 1 of said bill and adding the following, two thousand five hundred dollars (\$2,500.00).

And the amendment was adopted.

Yeas, 75; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Jones (Escambia)	Reynolds
Adams	Dickson	Jones (Montgomery)	Russell
Albright	Edwards (Dallas)	Johnson	Salter
Allen	Edwards (Pike)	Long (Butler)	Seale
Andrews	Ellis (Elmore)	Long (Sumter)	Shaw
Arnold	Fletcher	Longshore	Sherrod
Austin	Gilbert	Lynne	Simpson
Baker	Graham (Autauga)	Mathews (Clarke)	Smith
Blunt	Graham (Clarke)	Matthews (Wilcox)	Sparks
Bracken	Griffin	Milford	Stoddard
Brindley	Hall (Henry)	Moorer	Tompkins
Calvert	Hale	Murphree	Trammell
Carnley	Harrison	McDonald	Truss
Christian	Hawkins	McLeod	Van de Graff
Christopher	Hollis	Oakley	Waddell
Cliett	Holmes (Baldwin)	Orr	Whorton
Cobbs	Holmes (Elmore)	Parker	Wilson
Collins	Howle	Partridge	Woodard
Crump	Ingram	Pittman	

—75

And the bill:

S. 442. To create the office of State fire marshal, and to provide for the appointment of deputy fire marshal and assistant; to define their powers and duties and to fix their compensation; provide ways and means for the enforcement of this act and penalties for violation thereof; and to provide means for defraying the expenses incurred under the provisions hereof.

As amended, was read a third time at length and passed.

Yeas, 70; Nays, 6.

Yeas:

Messrs:

Mr. Speaker	Crump	Ingram	Partridge
Adams	Dansby	Jones (Escambia)	Pittman
Albright	Dickson	Jones (Montgomery)	Ross
Alexander	Edwards (Dallas)	Johnson	Russell
Andrews	Edwards (Pike)	Lee (Perry)	Salter
Arnold	Ellis (Elmore)	Lewis	Seale
Baker	Fletcher	Long (Sumter)	Shaw
Blunt	Gilbert	Longshore	Sherrod
Bracken	Graham (Autauga)	Lynne	Simpson
Burks	Griffin	Mathews (Clarke)	Sparks
Calvert	Hall (Henry)	Matthews (Wilcox)	Stoddard
Carnley	Hale	Milford	Tompkins
Christian	Harrison	Murphree	Trammell
Christopher	Hawkins	McDonald	Van de Graff
Clayton	Hollis	McLeod	Waddell
Cliett	Holmes (Baldwin)	Orr	Wilson
Cobbs	Holmes (Elmore)	Parker	Woodard
Collins	Howle		

—70

Nays:

Messrs:

Brindley

Faulk

Graham (Clarke) Smith

Preston

Whorton

—6

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted the amendments proposed by his excellency, the governor, to the bill:

H. 383. To provide for the general revenue of the State of Alabama.

By a vote of a majority of the whole number elected to the Senate, said vote being Yeas, 23; Nays, 10.

And returns said bill, with the governor's amendments, herewith to the House.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted the following House joint resolution:

H. J. R. 139. Relative to the adjournment of the two houses until Monday, Sept. 15.

And returns same herewith to the House.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in the House amendment to the bill:

S. 442. To create the office of State fire marshal, and to provide for the appointment of deputy fire marshal and assistant; to define their powers and duties and to fix their compensation; provide ways and means for the enforcement of this act and penalties for violation thereof; and to provide means for defraying the expenses incurred under the provisions hereof.

W. F. Miller,
Secretary.

RECESS.

On motion of Mr. Sherrod, the House recessed until 8 o'clock P. M.

NIGHT SESSION.

The hour of 8 o'clock having arrived, the House reconvened.

REPORT OF CONFERENCE COMMITTEE.

To the President of the Senate and the Speaker of the House:

We, your Conference Committee appointed by the President of the Senate and the Speaker of the House on the disagreement of the two houses on H. 712, beg leave to report as follows:

"We recommend that the Senate recede from its amendments."

Respectfully,

W. H. Smith,

W. A. Gunter, Jr.,

A. A. Griffith,

On part of Senate.

O. L. Tompkins,

Chauncey Sparks,

S. A. Lynne,

On part of House.

On motion of Mr. Lynne, the House concurred in and adopted the conference report of the two houses, on the disagreement of the two houses on the Senate amendment to the bill, H. 712.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Woodard
Dansby	Howle	Partridge	

—60

INDEFINITELY POSTPONED.

On motion of Mr. Whorton the bill:

S. 221. To make clerks of the circuit courts in all counties of this State having a population of more than 32,900 and not more than 33,000, according to the Federal census of 1910, ex-officio clerks of the county courts; to prescribe their duties and fix their compensation and provide for the payment of the same.

Was indefinitely postponed.

H. 576. To abolish the county court of Autauga county and the offices pertaining thereto.

Was on motion of Mr. Graham of Autauga, indefinitely postponed.

BILLS ON THIRD READING.

S. 170. Authorizing and empowering any county in this State in which, or along the coast of which the tides ebb and flow, and any cities or towns, or other municipalities in any such counties, to own, construct, lease and operate electric street railways, interurban electric railways and electric lighting and power plants and hydro-electric power plants, and authorizing such counties and municipalities in this State to operate and combine and make contracts with each other and with municipalities in other states in the ownership, construction, leasing and operation of electric street railways, electric interurban railways and electric lighting and power plants and hydro-electric power plants; authorizing such counties and municipalities to acquire or lease existing interurban railways and street railways systems; authorizing such counties and municipalities to mortgage electric street railways and interurban railways and power plants and to pledge the revenues derived therefrom, and to issue bonds, secured by such mortgages and pledges; providing for a system of allotting and prorating the cost of electric interurban railways; providing for the election of commissioners by such counties and municipalities to represent such counties or municipalities in the ownership, construction, leasing and management of interurban railways; providing that such commissioners shall keep a public record of their proceedings and publish the same, and providing for the exercise of the right of eminent domain by counties and municipalities or by commissioners representing them; and to provide for elections in counties and municipalities to decide whether they wish to adopt the privileges herein authorized.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker
Alexander
Andrews
Arnold
Baker
Benners
Blunt

Brindley
Carnley
Clayton
Cliett
Cobbs
Collins
Crump

Dansby
Deese
Dickson
Dunaway
Edwards (Dallas)
Edwards (Pike)
Faulk

Gilbert
Graham (Clarke)
Hall (Henry)
Hale
Harrison
Hawkins
Hollis

Holmes (Baldwin)	Mathews (Clarke)	Partridge	Stewart
Howle	Matthews (Wilcox)	Preston	Stoddard
Ingram	Milford	Ross	Tompkins
Jones (Escambia)	Mitchell	Russell	Tunstall
Jones (Montgomery)	McDonald	Shaw	Van de Graff
Long (Sumter)	McLeod	Sherrod	Waddell
Longshore	Oakley	Smith	Woodard
Lynne	Parker	Sparks	

—60

H. 853. To amend an act entitled an act "To ratify, confirm and validate the census of the cities and towns in the State of Alabama, of seven (7,000) thousand inhabitants and less, where the same has been taken as provided by the Code of Alabama, 1907, and the report of the same filed in the office of the secretary of State." Approved April 4th, 1911.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

S. 573. To confer additional criminal jurisdiction on inferior courts or courts established in lieu of justices of the peace by whatsoever name called, on which courts criminal jurisdiction is now by law conferred, in counties having a population of over one hundred and fifty thousand, according to the last or any subsequent Federal census.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Baker	Carnley	Collins
Alexander	Benners	Clayton	Crump
Andrews	Blunt	Cliett	Dansby
Arnold	Brindley	Cobbs	Deese

Dickson	Hollis	Milford	Sherrod
Dunaway	Holmes (Baldwin)	Mitchell	Smith
Edwards (Dallas)	Howle	McDonald	Sparks
Edwards (Pike)	Ingram	McLeod	Stewart
Faulk	Jones (Escambia)	Oakley	Stoddard
Gilbert	Jones (Montgomery)	Parker	Tompkins
Graham (Clarke)	Long (Sumter)	Partridge	Tunstall
Hall (Henry)	Longshore	Preston	Van de Graff
Hale	Lynne	Ross	Waddell
Harrison	Mathews (Clarke)	Russell	Woodard
Hawkins	Matthews (Wilcox)	Shaw	

—60

H. 975. To dissolve the municipal corporation of the town of James, Alabama.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Bracken	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Woodard
Dansby	Howle	Partridge	

—60

S. 657 (with amendment). To provide that when any city or town in this State has heretofore acquired, or may hereafter acquire, by purchase, assignment or otherwise, any mortgage on real estate, that such city or town shall have a lien on such real estate for the amount expended or advanced by it, with interest thereon, and may enforce such lien by appropriate proceedings in the equity side of the circuit court.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Revision of Laws, said amendment being as follows:

Amend H. 657 by striking therefrom the following words in section 1 of said bill, "or may hereafter acquire."

On motion of Mr. Arnold, the amendment reported by the committee was laid upon the table.

Mr. Arnold offered the following amendment to the bill:

Amend H. 657 as follows:

By adding at the end of the caption the following:

Provided that this act shall only apply to cities having 100,000 or more population according to the last or any subsequent Federal census.

And the amendment was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Preston
Albright	Clayton	Hollis	Robertson
Alexander	Cliett	Howle	Ross
Allen	Cobbs	Ingram	Salter
Andrews	Collins	Johnson	Seale
Arnold	Crump	Lee (Perry)	Shaw
Austin	Deese	Lewis	Simpson
Baker	Dickson	Lynne	Smith
Benners	Dodson	Milford	Sparks
Blunt	Faulk	Mitchell	Stoddard
Brindley	Fletcher	Murphree	Tompkins
Burns	Gilbert	Oakley	Tunstall
Calvert	Guy	Parker	Waddell
Carnley	Hale	Peters	Whorton
Christian	Hare	Pittman	Woodard

—60

Mr. Arnold offered the following amendment to the bill:

By adding at the end of the bill the following:

Provided, that this act shall only apply to cities having more than 100,000 population according to the last or any subsequent Federal census.

And the amendment was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Mathews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Woodard
Dansby	Howle	Partridge	

—60

And the bill:

H. 657. To provide that when any city or town in this State has heretofore acquired, or may hereafter acquire, by purchase, assignment or otherwise, any mortgage on real estate, that such city or town shall have a lien on such real estate for the amount expended or advanced by it, with interest thereon, and may enforce such lien by appropriate proceedings in the equity side of the circuit court.

As amended, was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Woodard
Dansby	Howle	Partridge	

—60

And the bill was ordered sent to the Senate without engrossment.

H. 976. To amend an act to establish an inferior court in precincts 15 and 20 in Calhoun county, Alabama, in lieu of all justices of the peace and notaries public, with powers of justice of the peace in said precincts, and to define the jurisdiction and powers of said courts and the judge thereof, to provide for the execution of the process of said court and the operation thereof, to regulate the rendition of judgments by default, to provide for the election, term of office, qualifications and compensation of the officers of said court, and the mode of their selection, and to abolish the office of justice of the peace and notary public, with power of justice of the peace in said precincts. Approved August 25th, 1915.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Woodard
Dansby	Howle	Partridge	

—60

H. 999. To provide for and regulate the payment of officers' costs in criminal cases where the defendant is acquitted or where State takes a nolle prosequi, or where case is abated by the death of defendant, or where the indictment is withdrawn and filed in counties having a population according to the last Federal census of not less than eighteen thousand three hundred and not exceeding eighteen thousand five hundred.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Woodard
Dansby	Howle	Partridge	

—60

H. 349. To provide for the construction, maintenance, improvement and protection of the public roads and bridges of Clarke county, Alabama, and to provide for a special road tax therefor; also for the hiring or purchasing of implements, teams and other things necessary in the construction and improvement

of the same; to pay for the same out of the road fund of the county, providing for the use of money paid in lieu of work. Provide for sale of certain property, for the appointment of, by the court of county commissioners of said county, a road superintendent in each commissioner's district as they are now laid off, fixing their pay, defining their duties and conferring special powers on the commissioners court of said county. Providing the method of employing hands and how certain parties may be required to take out a license for the use of said public roads; providing for the appointing apportioners and overseers and defining their duties and how they may be excused from serving as such. Defining the road year and those liable to road duty, the time they may be required to work, prescribing the manner in which they may pay in lieu of work to the superintendent of roads, and their duty as to same; and the method of warning hands and defining those who are exempt from road duty. Providing for disposition of license or privilege tax on automobile and cars of like kind. Providing for the repeal of laws in conflict herewith.

Was read a third time at length and lost.

Yeas, 24; Nays, 31.

Yeas:

Messrs:

Mr. Speaker	Dunaway	Johnson	Seale
Adams	Edwards (Dallas)	Lynne	Shaw
Andrews	Graham (Autauga)	Matthews (Wilcox)	Simpson
Arnold	Graham (Clarke)	Murphree	Stoddard
Bracken	Holmes (Baldwin)	Partridge	Tompkins
Collins	Ingram	Ross	Wilson

—24

Nays:

Messrs:

Alexander	Dickson	Lee (Butler)	Sherrod
Austin	Edwards (Pike)	Lewis	Sparks
Baker	Faulk	Long (Sumter)	Truss
Benners	Griffin	Mathews (Clarke)	Tunstall
Blunt	Harrison	Milford	Van de Graff
Cliett	Hawkins	McDonald	Whorton
Cobbs	Howle	Oliver	Woodard
Deese	Jones (Escambia)	Robertson	

—31

S. 368. To provide for the establishment, maintenance, repair and regulation of public highways; including bridges and ferries, in St. Clair county.

Was taken up. Mr. Crump offered the following amendment to the bill:

Amend section 17 of Senate bill 368 so as to read as follows:
Section 17. That the court of county commissioners of St.

Clair county may, for the purpose of maintaining public roads, bridges and ferries of the county, impose upon the owners of vehicles, automobiles, trucks, and motor buses, which are used upon the public roads of the county, such license taxes for each class of vehicles, automobiles, trucks and motor buses, as may be deemed advisable by said court.

And the amendmnt was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Collins	Howle	Salter
Albright	Crump	Ingram	Seale
Alexander	Dansby	Jordan	Shaw
Allen	Deese	Lawson	Sherrod
Andrews	Dickson	Lewis	Smith
Arnold	Dodson	Longshore	Sparks
Austin	Faulk	Lynne	Stewart
Benners	Fletcher	Milford	Stoddard
Blunt	Gilbert	Mitchell	Tompkins
Bracken	Guy	McDonald	Trammell
Brindley	Hale	McLeod	Truss
Burks	Hare	Oakley	Tunstall
Burns	Harrison	Oliver	Waddell
Calvert	Hawkins	Orr	Whorton
Carnley	Hollis	Ross	Wilson

—69

Mr. Crump offered the following amendment to the bill:

Also amend Senate bill 368 by adding the following: Sections 24, 25, 26 and 27.

Section 24. That it shall be the duty of the commissioners' court of St. Clair county, as soon after the passage of this act as practicable, to divide said county into four or more road districts, each district to be lettered, beginning with the letter "A" and each road in each of said districts shall be numbered, beginning with No. 1, and the points where each of said roads begins and ends, together with such intermediate description as may be necessary, shall be embraced in such description, which said description shall be in substantially the following form:

Road District.....shall consist of the following roads:

Road No.....shall begin at.....(with such intermediate description as may be necessary) and shall end at.....

The roads as set forth above, including the bridges and ferries on such roads shall constitute the highway system of said county, provided that all roads as designated in this act or by general law as State trunk roads, or highways, or parts of the State highway system in said county, shall be included as a part of the said county highway system, and shall be maintained as

other roads as provided herein, unless the location, construction and maintenance of such State trunk roads shall, by general law or otherwise, be assumed by the State highway department, and provided further that the court of county commissioners may, when it is their best judgment to do so, rearrange the several road districts in the several counties, and increase or diminish the number thereof, to not less than four.

Section 25. Preference in the maintenance and upkeep of the roads, and bridges of each road district, shall be given to those roads and bridges subject to the most frequent use and travel by the traveling public, and the court of county commissioners is required to apply all taxes, including licenses and special taxes, collected in said county, for road and bridge purposes, or either, to the maintenance and upkeep of the roads and bridges in the several road districts in such proportion as that each road of each road district shall receive its just proportion of such maintenance and upkeep, demanded by the travel thereon, but the provisions hereof shall not be construed to authorize the expenditure of any road funds in the maintenance of any private road or bridge, and the probate judge is required to keep a suitable record of the amount expended in each road district, such record to be kept in his office, open to inspection by the public, and he shall produce the same for inspection by the grand jury when so demanded by such jury.

Section 26. For the purpose of maintaining and keeping the roads and bridges of each district in a suitable condition for travel, it shall be the duty of and the commissioners' court is hereby required to maintain in each of said road districts a working force, supplied with tools, stock, implements, machinery and materials necessary for the efficient maintenance and upkeep of said roads and bridges; provided, however, that said court of county commissioners may let out the maintenance and upkeep of any one or more of said roads, or any part thereof, by contract to the lowest bidder, preference being given in the acceptance of such bids to those who offer to furnish the necessary tools, stock, wagons, machinery, etc., or any part thereof without expense to the county in the purchase thereof, if in the judgment of said court, it will be to the best interest of the county to do so.

Section 27. The court of county commissioners are hereby authorized to make any agreement, or contract, with the State highway department, as to the construction and maintenance of roads and bridges in said county, as they may see fit when in their judgment the best interests of the county will be served by so doing.

And the amendment was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Woodard
Dansby	Howle	Partridge	

—60

And the bill:

S. 368. To provide for the establishment, maintenance, repair and regulation of public highways; including bridges and ferries, in St. Clair county.

As amended, was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Woodard
Dansby	Howle	Partridge	

—60

H. 968. To repeal an act to provide for the better construction, repairing, working, and maintaining of public roads and bridges in Clay county, Alabama, approved April 8th, 1911.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Woodard
Dansby	Howle	Partridge	

—60

H. 993. To create and designate an additional trunk road, extending from the town of Heflin in Cleburne county east to the Georgia state line along the public road now laid out and forming a part of what is known as the Bankhead highway, and to confer upon said road all of the rights and privileges now extended to trunk roads in this State.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Woodard
Dansby	Howle	Partridge	

—60

H. 936. To amend section 1 of an act entitled an act "To designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained," approved September 10, 1915.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Woodard
Dansby	Howle	Partridge	

—60

S. 547. To authorize municipal corporations to improve streets and sidewalks, and sections of streets and sidewalks, by the construction of electric lighting systems known as "White Ways," and charge the expense thereof to the abutting property owners, provided the cost of such construction shall not be in excess of the increased value of said property charged with such improvement, and provided such lighting system shall not apply to nor include overhead street lighting; and to provide for such municipal corporations to maintain such lighting systems after they have been established and to provide and pay for the cost of the current and expense of such maintenance thereafter.

Was taken up. Mr. McDonald moved to indefinitely postpone the bill. The motion was lost and the bill:

S. 547. To authorize municipal corporations having a population of not less than 6,689 inhabitants nor more than 7,000 inhabitants according to the last Federal census or any subsequent Federal census that may be hereafter taken, to improve streets and sidewalks, and sections of streets and sidewalks, by the construction of electric lighting systems known as "White Ways" and charge the expense thereof to the abutting property owners, provided the cost of such construction shall not be in excess of the increased value of said property charged with such improvement, and provided such lighting system shall not apply to nor include over-head street lighting; and to provide for such municipal corporations to maintain such lighting systems after they have been established and to provide and pay for the cost of the current and expense of such maintenance thereafter.

Was read a third time at length and passed.
Yeas, 51; Nays, 14.

*Yeas:**Messrs:*

Alexander	Crump	Hardaway	Partridge
Allen	Dansby	Hawkins	Ross
Andrews	Deese	Holmes (Baldwin)	Russell
Benners	Dickson	Howle	Salter
Blunt	Dunaway	Jones (Montgomery)	Shaw
Bracken	Edwards (Dallas)	Johnson	Sherrod
Brindley	Edwards (Pike)	Lewis	Simpson
Carnley	Ellis (Elmore)	Long (Butler)	Smith
Christian	Gilbert	Lynne	Sparks
Clayton	Graham (Autauga)	Mathews (Clarke)	Tunstall
Cliett	Graham (Clarke)	Oakley	Wilson
Cobbs	Griffin	Oliver	Woodard
Collins	Hall (Henry)	Parker	

—51

*Nays:**Messrs:*

Albright	Jones (Escambia)	Reynolds	Van de Graff
Arnold	Lee (Butler)	Robertson	Whorton
Harrison	Longshore	Seale	
Ingram	Matthews (Wilcox)		

—14

S. 490. To close and abandon certain described portins of certain streets, avenues, alleys, etc., in the city of Sheffield, county of Colbert, and State of Alabama, and certain wharves, docks, landing places and other public places within the said city of Sheffield, county of Colbert and the State of Alabama.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

*Yeas:**Messrs:*

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Woodard
Dansby	Howle	Partridge	

—60

H. 762. To fix the salary of the judge of the county court in all counties having a population of not less than twenty-three

thousand one hundred and fifty (23,150) and not more than twenty-three thousand two hundred and fifty (23,250) according to the Federal census of 1910 and provide for the payment of the same.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Prestoi.
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Woodard
Dansby	Howle	Partridge	

—60

H. 949. To designate a certain public road of Alabama as a State trunk road, and to provide the manner in which said road shall be located, improved and maintained.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Woodard
Dansby	Howle	Partridge	

—60

H. 872. To provide for the special appointment by judges of the circuit courts in circuits having five or more circuit judges, of court reporters designated by the parties to any matter, cause,

or proceeding, to act as official court reporters; to define their duties, and fix their compensation, and the method of payment thereof; to provide for the taxation of the compensation of such reporters as costs, and for the reimbursement of parties who shall pay the compensation of such reporters; and to provide that the transcript of such court reporter of the testimony, or other oral proceedings in any matter, cause, or proceeding in said courts, when certified by such reporter, shall be prima facie evidence of such testimony, or other oral proceedings, and shall be admissible in evidence of such testimony or other oral proceedings whenever proof thereof is otherwise competent.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Ross
Alexander	Dickson	Jones (Escambia)	Russell
Andrews	Dunaway	Jones (Montgomery)	Shaw
Arnold	Edwards (Dallas)	Long (Sumter)	Sherrod
Baker	Edwards (Pike)	Longshore	Smith
Benners	Faulk	Lynne	Sparks
Blunt	Gilbert	Matthews (Wilcox)	Stewart
Brindley	Graham (Clarke)	Milford	Stoddard
Carnley	Hall (Henry)	Mitchell	Tompkins
Clayton	Hale	McDonald	Tunstall
Cliett	Harrison	McLeod	Van de Graff
Cobbs	Hawkins	Oakley	Waddell
Collins	Hollis	Parker	Whorton
Crump	Holmes (Baldwin)	Partridge	Williams
Dansby	Howle	Preston	Woodard

—60

H. 992. To create the office of county solicitor for Crenshaw county; to prescribe his qualifications and duties; to provide for his election by the qualified electors of the county; to provide for the filling of vacancies in said office; to fix his salary and prescribe the length of term of his office and to repeal conflicting laws.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Carnley	Dickson	Hale
Alexander	Clayton	Dunaway	Harrison
Andrews	Cliett	Edwards (Dallas)	Hawkins
Arnold	Cobbs	Edwards (Pike)	Hollis
Baker	Collins	Faulk	Holmes (Baldwin)
Benners	Crump	Gilbert	Howle
Blunt	Dansby	Graham (Clarke)	Ingram
Brindley	Deese	Hall (Henry)	Jones (Escambia)

Jones (Montgomery)	Mitchell	Ross	Stoddard
Long (Sumter)	McDonald	Russell	Tompkins
Longshore	McLeod	Shaw	Tunstall
Lynne	Oakley	Sherrod	Van de Graff
Mathews (Clarke)	Parker	Smith	Waddell
Matthews (Wilcox)	Partridge	Sparks	Woodard
Milford	Preston	Stewart	

—60

H. 914. To amend an act entitled "An act to fix the time of holding the circuit court in the third judicial circuit of the State of Alabama," as amended and approved April 7th, 1911.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Woodard
Dansby	Howle	Partridge	

—60

H. 781. Fixing the number, location, manner of election and term of office of the members of the school board of the city of Ozark, Alabama.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Ross
Alexander	Dodson	Jones (Escambia)	Russell
Andrews	Dunaway	Jones (Montgomery)	Shaw
Arnold	Edwards (Dallas)	Long (Sumter)	Sherrod
Baker	Edwards (Pike)	Longshore	Sparks
Benners	Faulk	Lynne	Stewart
Blunt	Gilbert	Matthews (Wilcox)	Stoddard
Brindley	Graham (Clarke)	Milford	Tompkins
Carnley	Hall (Henry)	Mitchell	Tunstall
Clayton	Hale	McDonald	Tunstall
Cliett	Harrison	McLeod	Van de Graff
Cobbs	Hawkins	Oakley	Waddell
Collins	Hollis	Parker	Williams
Crump	Holmes (Baldwin)	Partridge	Woodard
Dansby	Howle	Preston	

—60

H. 817. To amend an act entitled "An act to fix the time of holding the circuit court in the third judicial circuit of the State of Alabama," approved April 7th, 1911.

Was on motion of Mr. Deese indefinitely postponed.

H. 763. To authorize the payment of all fees of solicitors in misdemeanor cases in certain counties into the county treasury for the use of the county.

Was taken up. Mr. Edwards of Dallas offered the following amendment to the bill:

"Amend H. 763 by striking out section 2."

And the amendment was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Woodard
Dansby	Howle	Partridge	

—60

And the bill:

H. 763. To authorize the payment of all fees of solicitors in misdemeanor cases in certain counties into the county treasury for the use of the county.

As amended, was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Graham (Clarke)	Long (Sumter)
Alexander	Collins	Hall (Henry)	Longshore
Andrews	Crump	Hale	Lynne
Arnold	Dansby	Harrison	Matthews (Wilcox)
Baker	Deese	Hawkins	Milford
Benners	Dickson	Hollis	Mitchell
Blunt	Dunaway	Holmes (Baldwin)	McDonald
Brindley	Edwards (Dallas)	Howle	McLeod
Carnley	Edwards (Pike)	Ingram	Oakley
Clayton	Faulk	Jones (Escambia)	Parker
Cliett	Gilbert	Jones (Montgomery)	Partridge

Preston	Sherrod	Stoddard	Waddell
Ross	Smith	Tompkins	Whorton
Russell	Sparks	Tunstall	Williams
Shaw	Stewart	Van de Graff	Woodard

—60

And the bill was sent to the Senate without engrossment.

H. 937. To provide for the payment of expenses for automobiles for the use of sheriffs in the discharge of their duties as such in counties of not less than 53,401, nor more than 53,501 population, according to the Federal census of 1910, or according to any subsequent Federal census.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Ross
Alexander	Dickson	Jones (Escambia)	Russell
Andrews	Dunaway	Jones (Montgomery)	Shaw
Arnold	Edwards (Dallas)	Long (Sumter)	Sherrod
Baker	Edwards (Pike)	Longshore	Smith
Benners	Faulk	Lynne	Sparks
Blunt	Gilbert	Matthews (Wilcox)	Stewart
Brindley	Graham (Clarke)	Milford	Stoddard
Carnley	Hall (Henry)	Mitchell	Tompkins
Clayton	Hale	McDonald	Tunstall
Cliett	Harrison	McLeod	Van de Graff
Cobbs	Hawkins	Oakley	Waddell
Collins	Hollis	Parker	Whorton
Crump	Holmes (Baldwin)	Partridge	Williams
Dansby	Howle	Preston	Woodard

—60

S. 522. To amend an act entitled an act "To ratify, confirm, and validate the census of cities and towns in the State of Alabama, of seven (7,000) thousand inhabitants and less, where the same has been taken as provided by the Code of Alabama of 1907, and the report of the same filed in the office of the secretary of State," approved April 4th, 1911.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Carnley	Dickson	Hale
Alexander	Clayton	Dunaway	Harrison
Andrews	Cliett	Edwards (Dallas)	Hawkins
Arnold	Cobbs	Edwards (Pike)	Hollis
Baker	Collins	Faulk	Holmes (Baldwin)
Benners	Crump	Gilbert	Howle
Blunt	Dansby	Graham (Clarke)	Ingram
Brindley	Deese	Hall (Henry)	Jones (Escambia)

Jones (Montgomery)	McDonald	Russell	Tompkins
Long (Sumter)	McLeod	Shaw	Tunstall
Longshore	Oakley	Sherrod	Van de Graff
Lynne	Parker	Smith	Waddell
Matthews (Wilcox)	Partridge	Sparks	Whorton
Milford	Preston	Stewart	Williams
Mitchell	Ross	Stoddard	Woodard

—60

S. 516. To repeal an act entitled "An act to provide a better system of public roads for Chambers county."

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

S. 416. To designate a certain public road of Alabama as a State trunk road, and to provide the manner in which said road shall be improved and maintained.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

H. 951. To provide for the consolidation of two cities or towns whose boundaries touch with a third town or city not contiguous to either but whose boundary line is within one mile or less of the boundary of either of the others, so as to include within the consolidated city or town the territory between such cities or towns, prescribe the manner in which such consolidation may be had, to provide for the organization of the municipal government of the consolidated city or town, to provide for the payment of the debts of each of the consolidated cities or towns, the performance of the existing contracts of each of said cities and towns, and the disposition of the property of each of the consolidating cities or towns.

Was taken up. Mr. Preston offered the following amendment to the bill:

An amendment to House bill No. 951.

To amend section 3.

In the first line of said section, insert the following words, immediately after the word "cast," in each municipality separately.

And the amendment was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

Mr. Preston offered the following amendment to the bill:

To amend House bill No. 951 as follows:

Strike out all of section 2 down to and including the words "within the boundaries of either" and inserting in lieu thereof the following:

When ten per cent in numbers of the qualified voters of each of the municipalities according to the last municipal election to be consolidated shall sign a petition addressed to their respective

municipal councils requesting that an election be held to determine whether the three municipalities be consolidated said councils of municipalities between which outside territory to be incorporated in the consolidated city lies shall define the boundaries of such territory, and

And the amendment was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Ross
Alexander	Dickson	Jones (Escambia)	Russell
Andrews	Dunaway	Jones (Montgomery)	Shaw
Arnold	Edwards (Dallas)	Long (Sumter)	Sherrod
Baker	Edwards (Pike)	Longshore	Smith
Benners	Faulk	Lynne	Sparks
Blunt	Gilbert	Matthews (Wilcox)	Stewart
Brindley	Graham (Clarke)	Milford	Stoddard
Carnley	Hall (Henry)	Mitchell	Tompkins
Clayton	Hale	McDonald	Tunstall
Cliett	Harrison	McLeod	Van de Graff
Cobbs	Hawkins	Oakley	Waddell
Collins	Hollis	Parker	Whorton
Crump	Holmes (Baldwin)	Partridge	Williams
Dansby	Howle	Preston	Woodard

—60

And the bill:

H. 951. To provide for the consolidation of two cities or towns whose boundaries touch with a third town or city not contiguous to either but whose boundary line is within one mile or less of the boundary of either of the others, so as to include within the consolidated city or town the territory between such cities or towns, prescribe the manner in which such consolidation may be had, to provide for the organization of the municipal government of the consolidated city or town, to provide for the payment of the debts of each of the consolidated cities or towns, the performance of the existing contracts of each of said cities and towns, and the disposition of the property of each of the consolidating cities or towns.

As amended, was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Brindley	Dansby	Gilbert
Alexander	Carnley	Deese	Graham (Clarke)
Andrews	Clayton	Dickson	Hall (Henry)
Arnold	Cliett	Dunaway	Hale
Baker	Cobbs	Edwards (Dallas)	Harrison
Benners	Collins	Edwards (Pike)	Hawkins
Blunt	Crump	Faulk	Hollis

Holmes (Baldwin)	Matthews (Wilcox)	Preston	Stoddard
Howle	Milford	Ross	Tompkins
Ingram	Mitchell	Russell	Tunstall
Jones (Escambia)	McDonald	Shaw	Van de Graff
Jones (Montgomery)	McLeod	Sherrod	Waddell
Long (Sumter)	Oakley	Smith	Whorton
Longshore	Parker	Sparks	Williams
Lynne	Partridge	Stewart	Woodard

—60

And the bill was sent to the Senate without engrossment.

H. 735. Providing method of establishing stock law in fractional parts of beats; lying adjacent territory where stock is prohibited from running at large, and to fix punishment for violation of law so established.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Ross
Alexander	Dickson	Jones (Escambia)	Russell
Andrews	Dunaway	Jones (Montgomery)	Shaw
Arnold	Edwards (Dallas)	Long (Sumter)	Sherrod
Baker	Edwards (Pike)	Longshore	Smith
Benners	Faulk	Lynne	Sparks
Blunt	Gilbert	Matthews (Wilcox)	Stewart
Brindley	Graham (Clarke)	Milford	Stoddard
Carnley	Hall (Henry)	Mitchell	Tompkins
Clayton	Hale	McDonald	Tunstall
Cliett	Harrison	McLeod	Van de Graff
Cobbs	Hawkins	Oakley	Waddell
Collins	Hollis	Parker	Whorton
Crump	Holmes (Baldwin)	Partridge	Williams
Dansby	Howle	Preston	Woodard

—60

H. 89. To abolish county equalization boards, and to provide for the valuation, assessment and equalization of property for taxation; to repeal all laws creating county equalization boards and prescribed their duties.

Was on motion of Mr. Jones of Escambia indefinitely postponed.

H. 995. To provide for the construction, care, maintenance, and improvement of the public roads of Franklin county; to provide funds, regulations, penalties, and officers to insure such constructions, care, maintenance, and improvement; to provide a county superintendent of roads, prescribe his qualifications, method of selection, term of office, salary, duties, powers; to prescribe in general the records to be kept by said superintendent; to provide that the court of county revenue shall have full pow-

ers over the road system; to provide beat supervisors, sections overseers, and other persons to carry out said work on the road system of the county; to prescribe the duties of individuals and corporations in regard to the enforcement of said road law.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Ross
Alexander	Dickson	Jones (Escambia)	Russell
Andrews	Dunaway	Jones (Montgomery)	Shaw
Arnold	Edwards (Dallas)	Long (Sumter)	Sherrod
Baker	Edwards (Pike)	Longshore	Smith
Benners	Faulk	Lynne	Sparks
Blunt	Gilbert	Matthews (Wilcox)	Stewart
Brindley	Graham (Clarke)	Milford	Stoddard
Carnley	Hall (Henry)	Mitchell	Tompkins
Clayton	Hale	McDonald	Tunstall
Cliett	Harrison	McLeod	Van de Graff
Cobbs	Hawkins	Oakley	Waddell
Collins	Hollis	Parker	Whorton
Crump	Holmes (Baldwin)	Partridge	Williams
Dansby	Howle	Preston	Woodard

—60

And the bill was sent to the Senate without engrossment.

H. 952. To amend an act approved Sept. 10th, 1915, entitled "An act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained," by adding an additional road thereto.

Was taken up. Mr. Partridge offered the following amendment to the bill:

To amend House bill No. 952, by striking out the words Hillsboro whenever it occurs and substituting the word Decatur.

And the amendment was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Graham (Clarke)	Long (Sumter)
Alexander	Collins	Hall (Henry)	Longshore
Andrews	Crump	Hale	Lynne
Arnold	Dansby	Harrison	Matthews (Wilcox)
Baker	Deese	Hawkins	Milford
Benners	Dickson	Hollis	Mitchell
Blunt	Dunaway	Holmes (Baldwin)	McDonald
Brindley	Edwards (Dallas)	Howle	McLeod
Carnley	Edwards (Pike)	Ingram	Oakley
Clayton	Faulk	Jones (Escambia)	Parker
Cliett	Gilbert	Jones (Montgomery)	Partridge

Preston	Sherrod	Stoddard	Waddell
Ross	Smith	Tompkins	Whorton
Russell	Sparks	Tunstall	Williams
Shaw	Stewart	Van de Graff	Woodard

—60

And the bill:

H. 952. To amend an act approved Sept. 10th, 1915, entitled "An act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained," by adding an additional road thereto.

As amended, was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Ross
Alexander	Dickson	Jones (Escambia)	Russell
Andrews	Dunaway	Jones (Montgomery)	Shaw
Arnold	Edwards (Dallas)	Long (Sumter)	Sherrod
Baker	Edwards (Pike)	Longshore	Smith
Benners	Faulk	Lynne	Sparks
Blunt	Gilbert	Matthews (Wilcox)	Stewart
Brindley	Graham (Clarke)	Milford	Stoddard
Carnley	Hall (Henry)	Mitchell	Tompkins
Clayton	Hale	McDonald	Tunstall
Cliett	Harrison	McLeod	Van de Graff
Cobbs	Hawkins	Oakley	Waddell
Collins	Hollis	Parker	Whorton
Crump	Holmes (Baldwin)	Partridge	Williams
Dansby	Howle	Preston	Woodard

—60

And the bill was ordered sent to the Senate without engrossment.

S. 526. To provide for the appointment of deputy circuit solicitors in all circuits in this State having more than five circuit judges, to fix their compensation and to provide the way and manner of paying the same.

Was read a third time at length and passed.

Yeas, 59; Nays, 1.

Yeas:

Messrs:

Mr. Speaker	Clayton	Edwards (Pike)	Holmes (Baldwin)
Alexander	Cliett	Faulk	Howle
Andrews	Cobbs	Gilbert	Ingram
Arnold	Collins	Graham (Clarke)	Jones (Escambia)
Baker	Crump	Hall (Henry)	Jones (Montgomery)
Benners	Dansby	Hale	Long (Sumter)
Blunt	Deese	Harrison	Longshore
Brindley	Dunaway	Hawkins	Lynne
Carnley	Edwards (Dallas)	Hollis	Matthews (Wilcox)

Milford	Partridge	Smith	Van de Graff
Mitchell	Preston	Sparks	Waddell
McDonald	Ross	Stewart	Whorton
McLeod	Russell	Stoddard	Williams
Oakley	Shaw	Tompkins	Woodard
Parker	Simpson	Tunstall	

—59

Nays:

Mr. Dickson—1.

II. 64. To abolish the county school board for Geneva county, Alabama, and to provide for the election of a superintendent of education for Geneva county, Alabama, by the people and to provide for the election of school trustees by the patrons of the school.

Was read a third time at length and passed.

Yeas, 59; Nays, 1.

Yeas:

Messrs:			
Mr. Speaker	Deese	Ingram	Ross
Alexander	Dickson	Jones (Escambia)	Russell
Andrews	Dunaway	Jones (Montgomery)	Shaw
Arnold	Edwards (Dallas)	Long (Sumter)	Sherrod
Baker	Edwards (Pike)	Longshore	Smith
Benners	Faulk	Lynne	Sparks
Blunt	Gilbert	Matthews (Wilcox)	Stewart
Brindley	Graham (Clarke)	Milford	Stoddard
Carnley	Hall (Henry)	Mitchell	Tompkins
Clayton	Hale	McDonald	Tunstall
Cliett	Harrison	McLeod	Waddell
Cobbs	Hawkins	Oakley	Whorton
Collins	Hollis	Parker	Williams
Crump	Holmes (Baldwin)	Partridge	Woodard
Dansby	Howle	Preston	

—59

Nays:

Mr. Van de Graaff—1.

H. 14. To abolish the county boards of equalization and to require the court of county commissioners or boards of revenue, of the several counties of Alabama, to perform all the duties, with respect to taxes and taxation, which they were authorized to perform, prior to the passage of the law creating State and county boards of equalization.

Was on motion of Mr. Faulk indefinitely postponed.

S. 417. To designate a certain public roads of Alabama as a State trunk road.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Ross
Alexander	Dickson	Jones (Escambia)	Russell
Andrews	Dunaway	Jones (Montgomery)	Shaw
Arnold	Edwards (Dallas)	Long (Sumter)	Sherrod
Baker	Edwards (Pike)	Longshore	Smith
Benners	Faulk	Lynne	Sparks
Blunt	Gilbert	Matthews (Wilcox)	Stewart
Brindley	Graham (Clarke)	Milford	Stoddard
Carnley	Hall (Henry)	Mitchell	Tompkins
Clayton	Hale	McDonald	Tunstall
Cliett	Harrison	McLeod	Van de Graff
Cobbs	Hawkins	Oakley	Waddell
Collins	Hollis	Parker	Whorton
Crump	Holmes (Baldwin)	Partridge	Woodard
Dansby	Howle	Preston	

—60

S. 514. To amend an act to regulate inferior courts in cities having more than 35,000 population, according to the last or any subsequent Federal census, to prescribe the jurisdiction of such courts, and provide for the number and compensation of the judges for such courts and to provide for the appointment and compensation of the clerks and assistant clerks thereof, and to abolish the office of justice of the peace in such cities." The said act being approved Sept. 25, 1915.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Ross
Alexander	Dickson	Jones (Escambia)	Russell
Andrews	Dunaway	Jones (Montgomery)	Shaw
Arnold	Edwards (Dallas)	Long (Sumter)	Sherrod
Baker	Edwards (Pike)	Longshore	Smith
Benners	Faulk	Lynne	Sparks
Blunt	Gilbert	Matthews (Wilcox)	Stewart
Brindley	Graham (Clarke)	Milford	Stoddard
Carnley	Hall (Henry)	Mitchell	Tompkins
Clayton	Hale	McDonald	Tunstall
Cliett	Harrison	McLeod	Van de Graff
Cobbs	Hawkins	Oakley	Waddell
Collins	Hollis	Parker	Whorton
Crump	Holmes (Baldwin)	Partridge	Williams
Dansby	Howle	Preston	Woodard

—60

H. 860. To create the office of county solicitor in all counties having a population of not less than eighteen thousand one hundred and twenty-five and not more than eighteen thousand nine hundred according to the Federal census of 1910, and to provide

for the election of such solicitor by the qualified electors of such counties and prescribe his qualifications and duties and fix his compensation.

Was read a third time at length and passed.

Yeas, 59; Nays, 1.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Ross
Alexander	Dickson	Jones (Escambia)	Russell
Andrews	Dunaway	Jones (Montgomery)	Shaw
Arnold	Edwards (Dallas)	Long (Sumter)	Sherrod
Baker	Edwards (Pike)	Longshore	Smith
Benners	Faulk	Lynne	Sparks
Blunt	Gilbert	Matthews (Wilcox)	Stewart
Brindley	Graham (Clarke)	Milford	Stoddard
Carnley	Hall (Henry)	Mitchell	Trammell
Clayton	Hale	McDonald	Tunstall
Cliett	Harrison	McLeod	Waddell
Cobbs	Hawkins	Oakley	Whorton
Collins	Hollis	Parker	Williams
Crump	Holmes (Baldwin)	Partridge	Woodard
Dansby	Howle	Preston	

—59

Nays:

Mr. Van de Graaff—1.

And the bill was ordered sent to the Senate without engrossment.

H. 947. To provide for a deputy watchman, or attendant for each jail and prison in all counties having a population of not less than thirty thousand nine hundred and seventy-five and not more than thirty-one thousand according to the last or any subsequent Federal census, whenever the court of county commissioners or court of like jurisdiction in said counties deem same necessary to the well-being of the prisoners confined in said jail or prison and shall by resolution duly passed require the sheriff to employ such deputies, warden or attendant and, to provide for the payment of his services, and to prescribe his duties.

Was read a third time at length and passed.

Yeas, 59; Nays, 1.

Yeas:

Messrs:

Mr. Speaker	Brindley	Dansby	Gilbert
Alexander	Carnley	Deese	Graham (Clarke)
Andrews	Clayton	Dickson	Hall (Henry)
Arnold	Cliett	Dunaway	Hale
Baker	Cobbs	Edwards (Dallas)	Harrison
Benners	Collins	Edwards (Pike)	Hawkins
Blunt	Crump	Faulk	Hollis

Holmes (Baldwin)	Matthews (Wilcox)	Preston	Stoddard
Howle	Milford	Ross	Tompkins
Ingram	Mitchell	Russell	Tunstall
Jones (Escambia)	McDonald	Shaw	Waddell
Jones (Montgomery)	McLeod	Sherrod	Whorton
Long (Sumter)	Oakley	Smith	Williams
Longshore	Parker	Sparks	Woodard
Lynne	Partridge	Stewart	

—59

Nays:

Mr. Van de Graaff—1.

And the bill was sent to the Senate without engrossment.

S. 525. To regulate and define the power and jurisdiction of constables in all counties in the State of Alabama having a population of 200,000 or more, according to the last or any future Federal census.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Ross
Alexander	Dickson	Jones (Escambia)	Russell
Andrews	Dunaway	Jones (Montgomery)	Shaw
Arnold	Edwards (Dallas)	Long (Sumter)	Sherrod
Baker	Edwards (Pike)	Longshore	Smith
Benners	Faulk	Lynne	Sparks
Blunt	Gilbert	Matthews (Wilcox)	Stewart
Brindley	Graham (Clarke)	Milford	Stoddard
Carnley	Hall (Henry)	Mitchell	Tompkins
Clayton	Hale	McDonald	Tunstall
Cliett	Harrison	McLeod	Van de Graff
Cobbs	Hawkins	Oakley	Waddell
Collins	Hollis	Parker	Whorton
Crump	Holmes (Baldwin)	Partridge	Williams
Dansby	Howle	Preston	Woodard

—60

H. 981. To amend sections 10 and 21 of the act of the Legislature of Alabama, entitled, "An act to provide for the government by a commission of all cities in Alabama which now have, or which may hereafter have, a population of one hundred thousand people, or more, according to the last Federal census, or any such census which may hereafter be taken, when such cities by an election adopt the provisions of this act; to provide for the selection and election of commissioners and their terms of office; to fix their powers, duties and compensation; to punish improper conduct in connection with the election of said commissioners, and to otherwise provide for the creation, conduct and maintenace of said commission form of government, and to re-

peal all laws and parts of laws in conflict with the provisions of this act," approved September 25, 1915, be amended so as to read as follows.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Ross
Alexander	Dickson	Jones (Escambia)	Russell
Andrews	Dunaway	Jones (Montgomery)	Shaw
Arnold	Edwards (Dallas)	Long (Sumter)	Sherrod
Baker	Edwards (Pike)	Longshore	Smith
Benners	Faulk	Lynne	Sparks
Blunt	Gilbert	Matthews (Wilcox)	Stewart
Brindley	Graham (Clarke)	Milford	Stoddard
Carnley	Hall (Henry)	Mitchell	Tompkins
Clayton	Hale	McDonald	Tunstall
Cliett	Harrison	McLeod	Van de Graff
Cobbs	Hawkins	Oakley	Waddell
Collins	Hollis	Parker	Whorton
Crump	Holmes (Baldwin)	Partridge	Williams
Dansby	Howle	Preston	Woodard

—60

And the bill was sent to the Senate without engrossment.

S. 459. To alter or re-arrange the boundary lines of the city of Fairfield, Alabama.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Ross
Alexander	Dickson	Jones (Escambia)	Russell
Andrews	Dunaway	Jones (Montgomery)	Shaw
Arnold	Edwards (Dallas)	Long (Sumter)	Sherrod
Baker	Edwards (Pike)	Longshore	Smith
Benners	Faulk	Lynne	Sparks
Blunt	Gilbert	Matthews (Wilcox)	Stewart
Brindley	Graham (Clarke)	Milford	Stoddard
Carnley	Hall (Henry)	Mitchell	Tompkins
Clayton	Hale	McDonald	Tunstall
Cliett	Harrison	McLeod	Van de Graff
Cobbs	Hawkins	Oakley	Waddell
Collins	Hollis	Parker	Whorton
Crump	Holmes (Baldwin)	Partridge	Williams
Dansby	Howle	Preston	Woodard

—60

S. 458. To alter or re-arrange the boundary lines of the city of Birmingham, Alabama, so as to exclude from the city of Birmingham certain territory now included in the corporate limits of said city of Birmingham.

Was read a third time at length and passed.
Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Ross
Alexander	Dickson	Jones (Escambia)	Russell
Andrews	Dunaway	Jones (Montgomery)	Shaw
Arnold	Edwards (Dallas)	Long (Sumter)	Sherrod
Baker	Edwards (Pike)	Longshore	Smith
Benners	Faulk	Lynne	Sparks
Blunt	Gilbert	Matthews (Wilcox)	Stewart
Brindley	Graham (Clarke)	Milford	Stoddard
Carnley	Hall (Henry)	Mitchell	Tompkins
Clayton	Hale	McDonald	Tunstall
Cliett	Harrison	McLeod	Van de Graff
Cobbs	Hawkins	Oakley	Waddell
Collins	Hollis	Parker	Whorton
Crump	Holmes (Baldwin)	Partridge	Williams
Dansby	Howle	Preston	Woodard

—60

S. 503. To authorize and empower the solicitor, in all circuits in the State of Alabama, having five or more circuit judges, to employ any and all shorthand reporters necessary to properly report the proceedings before the grand jury, and transcribe the same, and stenographer, or stenographers, for the office work of such solicitor; and any and all assistants necessary to properly administer justice in such circuits; and to fix their compensation and the manner of payment of such compensation and salaries; and to incur any and all expense necessary to properly administer justice in such circuits.

Was read a third time at length and passed.
Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Ross
Alexander	Dickson	Jones (Escambia)	Russell
Andrews	Dunaway	Jones (Montgomery)	Shaw
Arnold	Edwards (Dallas)	Long (Sumter)	Sherrod
Baker	Edwards (Pike)	Longshore	Smith
Benners	Faulk	Lynne	Sparks
Blunt	Gilbert	Matthews (Wilcox)	Stewart
Brindley	Graham (Clarke)	Milford	Stoddard
Carnley	Hall (Henry)	Mitchell	Tompkins
Clayton	Hale	McDonald	Tunstall
Cliett	Harrison	McLeod	Van de Graff
Cobbs	Hawkins	Oakley	Waddell
Collins	Hollis	Parker	Whorton
Crump	Holmes (Baldwin)	Partridge	Williams
Dansby	Howle	Preston	Woodard

—60

H. 939. To confer additional criminal jurisdiction on inferior courts or courts established in lieu of justices of the peace by whatsoever name called, on which courts criminal jurisdiction is now by law conferred, in counties having a population of over one hundred and fifty thousand, according to the last or any subsequent Federal census.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Ross
Alexander	Dickson	Jones (Escambia)	Russell
Andrews	Dunaway	Jones (Montgomery)	Shaw
Arnold	Edwards (Dallas)	Long (Sumter)	Sherrod
Baker	Edwards (Pike)	Longshore	Smith
Benners	Faulk	Lynne	Sparks
Blunt	Gilbert	Matthews (Wilcox)	Stewart
Brindley	Graham (Clarke)	Milford	Stoddard
Carnley	Hall (Henry)	Mitchell	Tompkins
Clayton	Hale	McDonald	Tunstall
Cliett	Harrison	McLeod	Van de Graff
Cobbs	Hawkins	Oakley	Waddell
Collins	Hollis	Parker	Whorton
Crump	Holmes (Baldwin)	Partridge	Williams
Dansby	Howle	Preston	Woodard

—60

And the bill was ordered sent to the Senate without engrossment.

H. 895. To provide for the payment of salaries by the county to circuit judges in circuits composed of only one county, and having more than three judges, in addition to the salary paid by the State.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Matthews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

And the bill was ordered sent to the Senate without engrossment.

H. 893. To provide for and authorize the appointment of a special judge in circuits composed of only one county, and having more than three circuit judges in cases of incompetency of the regular judge, or his temporary inability to act.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

And the bill was ordered sent to the Senate without engrossment.

S. 449. To designate a certain road a State trunk road in Cherokee county, Alabama.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

H. 959. To authorize registers of the circuit court in circuits composed of only one county and having two or more circuit judges, or counties, now or hereafter, having a population of over 100,000 according to the last Federal census, to grant decrees pro confesso on bills or supplemental bills which are in default for want of answer on any day, in term time or vacation, and to issue all orders of publication to nonresidents or where the address of defendants is unknown, in term time or vacation; or to issue any other process necessary to bring the defendant into court, as now provided by law; and to issue writs of garnishment on judgments or decrees for payment of cost.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

And the bill was ordered sent to the Senate without engrossment.

H. 961. To confer final jurisdiction of bastardy cases on inferior courts or courts established in lieu of justices of the peace, by whatsoever name called, in counties having a population of 150,000 or more, according to the last or any subsequent Federal census.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Blunt	Collins	Edwards (Dallas)
Alexander	Brindley	Crump	Edwards (Pike)
Andrews	Carnley	Dansby	Faulk
Arnold	Clayton	Deese	Gilbert
Baker	Cliett	Dickson	Graham (Clarke)
Benners	Cobbs	Dunaway	Hall (Henry)

Hale	Long (Sumter)	Oakley	Sparks
Harrison	Longshore	Parker	Stewart
Hawkins	Lynne	Partridge	Stoddard
Hollis	Mathews (Clarke)	Preston	Tompkins
Holmes (Baldwin)	Matthews (Wilcox)	Ross	Tunstall
Howle	Milford	Russell	Van de Graff
Ingram	Mitchell	Shaw	Waddell
Jones (Escambia)	McDonald	Sherrod	Whorton
Jones (Montgomery)	McLeod	Smith	Woodard

—60

And the bill was ordered sent to the Senate without engrossment.

H. 926. To provide for the election of a county treasurer by the qualified electors of every county in this State, now having or which may hereafter have a population according to the last Federal census, or any Federal census hereafter taken, of not less than thirty thousand nine hundred and thirty-five, nor more than thirty thousand nine hundred and eighty.

Was read a third time at length and passed.

Yeas, 59; Nays, 1.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Waddell
Collins	Hollis	Oakley	Whorton
Crump	Holmes (Baldwin)	Parker	Woodard
Dansby	Howle	Partridge	

—59

Nays:

Mr. Van de Graaff—1.

And the bill was sent to the Senate without engrossment.

S. 279 (with amendment.) To fix the compensation of members of the courts of county commissioners and boards of revenue in all counties having a population of not less than 30,900 and not more than 30,975 according to the last Federal census, and to provide for the payment of the same.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Revision of Laws, said amendment being as follows:

Amend S. 279 by striking out the words "six dollars" and inserting in lieu thereof, five dollars.

Amend the bill by striking out the words, "or other places within the county."

And the amendment was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

And the bill:

S. 279. To fix the compensation of members of the courts of county commissioners and boards of revenue in all counties having a population of not less than 30,900 and not more than 30,975 according to the last Federal census, and to provide for the payment of the same.

As amended, was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

H. 1039. To repeal an act entitled an act to provide for the construction, repairing, working and maintaining of the public

roads of Russell county, Alabama, and to provide for the levying of a tax for the same and for punishing road defaulters, approved September 26th, 1903. Local Acts, 1903, pages 355, et sequiter.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

And the bill was ordered sent forthwith to the Senate without engrossment.

S. 446. To provide that mechanics' and material men's liens and the right of enforcement thereof in Covington county, Alabama, shall attach and apply to property of a married woman where the service or labor is performed or the materials furnished with her knowledge and consent under a contract with the husband, and upon property owned jointly by husband and wife when the service or labor is performed or materials furnished under a contract with either or both, with the knowledge and consent of the other; to provide that no homestead right shall defeat such lien or the enforcement thereof; and to prescribe what shall be deemed to be consent within the meaning of this act.

Was read a third time at length and passed.

Yeas, 59; Nays, 1.

Yeas:

Messrs:

Mr. Speaker	Carnley	Dickson	Hale
Alexander	Clayton	Dunaway	Harrison
Andrews	Cliett	Edwards (Dallas)	Hawkins
Arnold	Cobbs	Edwards (Pike)	Hollis
Baker	Collins	Faulk	Holmes (Baldwin)
Benners	Crump	Gilbert	Howle
Blunt	Dansby	Graham (Clarke)	Ingram
Brindley	Deese	Hall (Henry)	Jones (Escambia)

Jones (Montgomery)	Mitchell	Ross	Stoddard
Long (Sumter)	McDonald	Russell	Tompkins
Longshore	McLeod	Shaw	Tunstall
Lynne	Oakley	Sherrod	Waddell
Mathews (Clarke)	Parker	Smith	Whorton
Matthews (Wilcox)	Partridge	Sparks	Woodard
Milford	Preston	Stewart	

—59

Nays:

Mr. Van de Graaff—1.

S. 244. To repeal an act entitled "An act to make mandatory the working of the male county convicts of Covington county on the public roads, bridges and public works of said county, and providing therefor," approved

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

*Yeas:**Messrs:*

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

S. 267. To amend section 1 of an act entitled an act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained, approved September 10, 1915.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

*Yeas:**Messrs:*

Mr. Speaker	Brindley	Dansby	Gilbert
Alexander	Carnley	Deese	Graham (Clarke)
Andrews	Clayton	Dickson	Hall (Henry)
Arnold	Cliett	Dunaway	Hale
Baker	Cobbs	Edwards (Dallas)	Harrison
Benners	Collins	Edwards (Pike)	Hawkins
Blunt	Crump	Faulk	Hollis

Holmes (Baldwin)	Mathews (Clarke)	Partridge	Stewart
Howle	Matthews (Wilcox)	Preston	Stoddard
Ingram	Milford	Ross	Tompkins
Jones (Escambia)	Mitchell	Russell	Tunstall
Jones (Montgomery)	McDonald	Shaw	Van de Graff
Long (Sumter)	McLeod	Sherrod	Waddell
Longshore	Oakley	Smith	Whorton
Lynne	Parker	Sparks	Woodard

—60

H. 619. To create and establish a board of revenue in and for Morgan county, Alabama, in the place and stead of the commissioners' court now existing in said county, and abolishing said commissioners' court; to divide said county of Morgan into four districts, defining the boundaries thereof; providing that the present county commissioners shall be the members of said board of revenue for their unexpired term; fixing the term of office and providing for the election of subsequent members thereof; defining the jurisdiction of said board of revenue; fixing their compensation; conferring upon said board of revenue and the individual members thereof all the jurisdictions, powers and authority granted by law to county commissioners and to commissioners courts and boards of revenue in this State; authorizing the appointment by said board of revenue of a county auditor and a superintendent of public roads; providing for the holding of monthly meetings of said board of revenue beginning on the second Monday in each month; providing for the repeal of all laws in conflict with this act and, fixing the time when this act shall become operative.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

And the bill was ordered sent to the Senate without engrossment.

H. 1027. To validate and make legal all bonds of the city of Athens, Alabama, issued or to be issued, bearing a rate of interest at the rate of six per centum per annum and to run for a period of thirty years, provided a majority of the qualified electors of said city, voting in such election, have at an election held for that purpose, voted in favor of the issuance thereof, and provided, such election was held prior to July 1st, 1919.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

And the bill was sent to the Senate without engrossment.

S. 390. To designate a certain public road of the State of Alabama as a State trunk road and to provide the manner in which such road shall be located, improved and maintained.

Was taken up. Mr. Dansby offered the following amendment to the bill:

Amendment to Senate bill No. 390:

Amend section 1 of Senate bill No. 390 by adding at the end of section 1, the following:

Thence to Melvin, to Toxey, to Butler, to Campbell, to Bashi, by way of Marvin, and extending to Thomasville, intersecting trunk road No. 1, at Thomasville.

And the amendment was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Arnold	Blunt	Clayton
Alexander	Baker	Brindley	Cliett
Andrews	Benners	Carnley	Cobbs

Collins	Hale	Mathews (Clarke)	Shaw
Crump	Harrison	Matthews (Wilcox)	Sherrod
Dansby	Hawkins	Milford	Smith
Deese	Hollis	Mitchell	Sparks
Dickson	Holmes (Baldwin)	McDonald	Stewart
Dunaway	Howle	McLeod	Stoddard
Edwards (Dallas)	Ingram	Oakley	Tompkins
Edwards (Pike)	Jones (Escambia)	Parker	Tunstall
Faulk	Jones (Montgomery)	Partridge	Van de Graff
Gilbert	Long (Sumter)	Preston	Waddell
Graham (Clarke)	Longshore	Ross	Whorton
Hall (Henry)	Lynne	Russell	Woodard

—60

And the bill:

S. 390. To designate a certain public road of the State of Alabama as a State trunk road and to provide the manner in which such road shall be located, improved and maintained.

As amended, was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

S. 359 (with amendment). To amend section one of an act entitled "An act to create a county highway commission for Walker county, Alabama, and to define the powers and duties thereof," approved February 15th, 1919.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Public Roads and Highways, said amendment being as follows:

Amend Senate bill No. 359, by adding at the end of the bill the following:

The governor may at his discretion appoint two assistants highway commissioners, each of whom may exercise the same powers and authority as any one of the commission and discharge the same duties.

And the amendment was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

And the bill:

S. 359. To amend section one of an act entitled "An act to create a county highway commission for Walker county, Alabama, and to define the powers and duties thereof," approved February 15th, 1919.

As amended, was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

H. 890. To fix the salary of deputy solicitors serving in counties having a population of not less than 26,940 nor more than 27,000 according to the last preceding Federal census.

Was taken up. Mr. Longshore offered the following amendment to the bill:

Amend line 3 by striking out the word that and insert the word than before 26,940.

And the amendment was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

And the bill:

H. 890. To fix the salary of deputy solicitors serving in counties having a population of not less than 26,940 nor more than 27,000 according to the last preceding Federal census.

As amended, was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

And the bill was ordered sent to the Senate without engrossment.

H. 877. Allowing costs and fees to officers for the service of process from juvenile courts and for feeding prisoners committed by or held for or under such courts.

Was read a third time at length and passed.
Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

And the bill was ordered sent to the Senate without engrossment.

H. 943. To regulate and prescribe the manner of electing county commissioner of Talladega county.

Was read a third time at length and passed.
Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

And the bill was sent to the Senate without engrossment.

S. 229. To amend section one of an act entitled, "An act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved, and maintained," approved September 10th, 1915.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

H. 1041. To vacate and annul the street or alley in the town of Livingston, Alabama, leading from the Wetmore Lane, near the residence of Marcellus Speight, by the residence formerly owned by Mrs. Matilda Greene, and intersecting with the street leading from the Livingston and Gainesville road, to the Hopkins place, also the street or alley leading from the Livingston and Gainesville road in the direction of the colored Baptist church, and lying between the campus of the Alabama normal college and the property formerly owned by Miss Julia Tutwiler, and known as the "Twin Gables."

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

And the bill was ordered sent to the Senate without engrossment.

H. 801. To amend section 1 of an act entitled an act to designate certain public roads in the State of Alabama as State trunk roads and provide the manner in which such roads shall be located, improved and maintained, approved September 10th, 1915.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Mathews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

And the bill was sent to the Senate without engrossment.

H. 1030. To prescribe and regulate the payment of certain claims registered against the fine and forfeiture funds of St. Clair county, when there are such funds in the hands of the county treasurer or any bank or individual who are discharging the duties of county treasurer and to give notice to such persons there are funds in the hands of such treasurer for the payment of claims by publication in county newspaper for two weeks.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Graham (Clarke)	Long (Sumter)
Alexander	Collins	Hall (Henry)	Longshore
Andrews	Crump	Hale	Lynne
Arnold	Dansby	Harrison	Mathews (Clarke)
Baker	Deese	Hawkins	Mathews (Wilcox)
Benners	Dickson	Hollis	Milford
Blunt	Dunaway	Holmes (Baldwin)	Mitchell
Brindley	Edwards (Dallas)	Howle	McDonald
Carnley	Edwards (Pike)	Ingram	McLeod
Clayton	Faulk	Jones (Escambia)	Oakley
Cliett	Gilbert	Jones (Montgomery)	Parker

Partridge	Shaw	Stewart	Van de Graff
Preston	Sherrod	Stoddard	Waddell
Ross	Smith	Tompkins	Whorton
Russell	Sparks	Tunstall	Woodard

—60

H. 973. To create the office of county treasurer for Shelby county, to provide for his election and the filling of vacancies, to prescribe his duties and compensation.

Was taken up. Mr. Longshore offered the following amendment to the bill:

Amend section 4 line 4, by striking out the following words: "in double the value of the estimated amount of the annual revenue of the county to be determined" and insert the following "amount of said bond to be fixed by the board of revenue of Shelby county."

And the amendment was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Mathews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

And the bill:

H. 973. To create the office of county treasurer for Shelby county, to provide for his election and the filling of vacancies, to prescribe his duties and compensation.

As amended, was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Blunt	Collins	Edwards (Dallas)
Alexander	Brindley	Crump	Edwards (Pike)
Andrews	Carnley	Dansby	Faulk
Arnold	Clayton	Deese	Gilbert
Baker	Cliett	Dickson	Graham (Clarke)
Benners	Cobbs	Dunaway	Hall (Henry)

Hale	Long (Sumter)	Oakley	Sparks
Harrison	Longshore	Parker	Stewart
Hawkins	Lynne	Partridge	Stoddard
Hollis	Mathews (Clarke)	Preston	Tompkins
Holmes (Baldwin)	Matthews (Wilcox)	Ross	Tunstall
Howle	Milford	Russell	Van de Graff
Ingram	Mitchell	Shaw	Waddell
Jones (Escambia)	McDonald	Sherrod	Whorton
Jones (Montgomery)	McLeod	Smith	Woodard

—60

And the bill was ordered sent forthwith to the Senate without engrossment.

H. 665. To establish a county court for Morgan county; to define its jurisdiction and powers; to provide for its officers, their powers, duties and compensation; to provide that the said court shall be open at all times for the trial of cases and transaction of business; prescribing rules and procedure of said court; and to provide for the transfer of certain causes now or hereafter pending in the circuit court of Morgan county to the Morgan county court.

Was taken up. Mr. Brindley offered the following amendment to the bill:

Amend H. 665, section five of said bill, by striking out the words and figures twenty-four hundred (\$2,400.00) dollars, and by inserting in lieu thereof the words and figures twenty-five hundred dollars (\$2,500.00);

Also by striking out the words and figures two hundred dollars (\$200) where they occur in said section, and by substituting therefor the words and figures two hundred eight dollars and thirty-three cents, (\$208.33).

And the amendment was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:			
Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

Mr. Brindley offered the following amendment to the bill:

Amend H. 665, section six of said bill, by striking out the words and figures "one thousand five hundred dollars" (\$1,500), where they occur therein, and by substituting therefor the words and figures "one thousand eight hundred dollars" (\$1,800).

And the amendment was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Mathews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

Mr. Brindley offered the following amendment to the bill:

Amend H. 665 by adding thereto the following:

Section 34. That if within twelve months from the approval of this act, there shall be provided in Hartselle, Morgan county, Alabama, a building adequate for the purposes of holding court and for the other purposes herein provided for, approved by the court of county commissioners, or board of revenue of Morgan county, Alabama, then there is hereby created a branch of this county court at Hartselle, Morgan county, Alabama, and the terms of which said court shall be designated by the judge of said court as is now provided by law for the designation of terms of court, and the manner of holding the same by the circuit judges of the State.

Section 35. Said branch court shall have jurisdiction of all criminal cases committed within the territory hereinafter named, and all civil cases arising therein, and where the defendant resides, therein to-wit: The territory embraced in the following precincts:

Danville (3), Gibson (4), Hartselle (10), Falkville (5), Lacon (21), Eva (17), Oak Ridge (22), Florette (14), Lawrence Cove (6), Gum Pond (24), Shady Grove (16), voting box number 2, Somerville (9), Center Grove (7), Wolfs (15).

That said branch court shall be open at all times for the transaction of business therein.

The same provisions for the fixing of the terms of the court by the judge at Decatur shall also apply to the branch court at Hartselle.

This applies to all cases civil, criminal, jury and non-jury.

Section 36. Said court shall be presided over by the judge of the said Morgan county court, of Morgan county, Alabama, and all criminal causes pending in said branch court shall be prosecuted by the solicitor of said county court created by this act.

Section 37. The clerk of the circuit court of Morgan county, Alabama, shall be ex-officio clerk of said branch court hereby created, and shall be required to procure all necessary documents, records, books and papers, for the use of said court, and which said documents, records, books and papers pertaining to said court shall be kept by him at his office at Decatur, Alabama, at all times when the branch court is not in session, but while said court is in session they shall be kept at Hartselle, Alabama.

Section 38. The said court building at Hartselle, shall be provided for as hereinabove set forth, without expense to either the county of Morgan or the State of Alabama, and the said branch court shall be governed by the provisions for pleading and practice provided herein for this court.

Section 39. Said court building shall contain necessary court, office, jury and without rooms, for the use of said court. The town of Hartselle shall tender to the sheriff of Morgan county, Alabama, and his deputies, the use of its municipal prison, for the incarceration of prisoners during the terms of said court, and during such other times as may be convenient by the sheriff and his deputies, without expense to the county; the tender to be made by the certificate of the mayor duly sworn to and filed with the sheriff of Morgan county; but in no event shall the sheriff incarcerate any prisoner therein, until the same is made secure and sanitary.

Section 40. All jurors for this court and the branch court herein created, shall be summoned from the entire county.

And the amendment was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker
Alexander
Andrews
Arnold
Baker
Benners

Blunt
Brindley
Carnley
Clayton
Cliett
Cobbs

Collins
Crump
Dansby
Deese
Dickson
Dunaway

Edwards (Dallas)
Edwards (Pike)
Faulk
Gilbert
Graham (Clarke)
Hall (Henry)

Hale	Long (Sumter)	Oakley	Sparks
Harrison	Longshore	Parker	Stewart
Hawkins	Lynne	Partridge	Stoddard
Hollis	Mathews (Clarke)	Preston	Tompkins
Holmes (Baldwin)	Mathews (Wilcox)	Ross	Tunstall
Howle	Milford	Russell	Van de Graff
Ingram	Mitchell	Shaw	Waddell
Jones (Escambia)	McDonald	Sherrod	Whorton
Jones (Montgomery)	McLeod	Smith	Woodard

—60

And the bill:

H. 665. To establish a county court for Morgan county; to define its jurisdiction and powers; to provide for its officers, their powers, duties and compensation; to provide that the said court shall be open at all times for the trial of cases and transaction of business; prescribing rules and procedure of said court; and to provide for the transfer of certain causes now or hereafter pending in the circuit court of Morgan county to the Morgan county court.

As amended, was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Mathews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

And the bill was ordered sent to the Senate without engrossment.

H. 899. To amend section one of an act entitled an act to establish a charter for the town of Gordo, Pickens county, approved December 7th, 1900.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Andrews	Baker	Blunt
Alexander	Arnold	Benners	Brindley

Carnley	Gilbert	Longshore	Russell
Clayton	Graham (Clarke)	Lynne	Shaw
Cliett	Hall (Henry)	Mathews (Clarke)	Sherrod
Cobbs	Hale	Mathews (Wilcox)	Smith
Collins	Harrison	Milford	Sparks
Crump	Hawkins	Mitchell	Stewart
Dansby	Hollis	McDonald	Stoddard
Deese	Holmes (Baldwin)	McLeod	Tompkins
Dickson	Howle	Oakley	Tunstall
Dunaway	Ingram	Parker	Van de Graff
Edwards (Dallas)	Jones (Escambia)	Partridge	Waddell
Edwards (Pike)	Jones (Montgomery)	Preston	Whorton
Faulk	Long (Sumter)	Ross	Woodard

60

H. 964. To amend an act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained, enacted by the Legislature of Alabama, approved September 10th, 1915.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Mathews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

H. 709. To abrogate to and abolish the jurisdiction of justices of the peace and notaries public with powers of justices of the peace in Morgan county, Alabama; of all criminal causes, except as committing magistrates in felony cases.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Arnold	Blunt	Clayton
Alexander	Baker	Brindley	Cliett
Andrews	Benners	Carnley	Cobbs

Collins	Hale	Mathews (Clarke)	Shaw
Crump	Harrison	Matthews (Wilcox)	Sherrod
Dansby	Hawkins	Milford	Smith
Deese	Hollis	Mitchell	Sparks
Dodson	Holmes (Baldwin)	McDonald	Stewart
Dunaway	Howle	McLeod	Stoddard
Edwards (Dallas)	Ingram	Oakley	Tompkins
Edwards (Pike)	Jones (Escambia)	Parker	Tunstall
Faulk	Jones (Montgomery)	Partridge	Van de Graff
Gilbert	Long (Sumter)	Preston	Waddell
Graham (Clarke)	Longshore	Ross	Whorton
Hall (Henry)	Lynne	Russell	Woodard

—60

H. 710. To abrogate and abolish the county courts of all counties in the State of Alabama, having a population, according to the last preceding and official and published Federal census, of not less than thirty-three thousand, and not exceeding thirty-three thousand eight hundred.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

H. 884. To fix the compensation of circuit solicitors in all circuits of the State of Alabama which are now composed, or which may hereafter be composed of only one county and having two judges.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Baker	Carnley	Collins
Alexander	Benners	Clayton	Crump
Andrews	Blunt	Cliett	Dansby
Arnold	Brindley	Cobbs	Deese

Dickson	Hollis	Milford	Sherrod
Dunaway	Holmes (Baldwin)	Mitchell	Smith
Edwards (Dallas)	Howle	McDonald	Sparks
Edwards (Pike)	Ingram	McLeod	Stewart
Faulk	Jones (Escambia)	Oakley	Stoddard
Gilbert	Jones (Montgomery)	Parker	Tompkins
Graham (Clarke)	Long (Sumter)	Partridge	Tunstall
Hall (Henry)	Longshore	Preston	Van de Graff
Hale	Lynne	Ross	Waddell
Harrison	Mathews (Clarke)	Russell	Whorton
Hawkins	Matthews (Wilcox)	Shaw	Woodard

—60

S. 393. To regulate the fine and forfeiture fund of Pike county, Alabama, and provide for the registration and payment of claims against said fund.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

S. 392. To provide for the payment of witnesses before the grand juries, and State witnesses in all criminal cases, and the fees and commissions of the sheriff and clerks of the circuit court and ex-officio clerk of the county court of Pike county, Alabama, in all criminal cases in which the State fails to convict, out of the general fund of said county.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Benners	Cliett	Deese
Alexander	Blunt	Cobbs	Dickson
Andrews	Brindley	Collins	Dunaway
Arnold	Carnley	Crump	Edwards (Dallas)
Baker	Clayton	Dansby	Edwards (Pike)

Faulk	Ingram	McDonald	Smith
Gilbert	Jones (Escambia)	McLeod	Sparks
Graham (Clarke)	Jones (Montgomery)	Oakley	Stewart
Hall (Henry)	Long (Sumter)	Parker	Stoddard
Hale	Longshore	Partridge	Tompkins
Harrison	Lynne	Preston	Tunstall
Hawkins	Mathews (Clarke)	Ross	Van de Graff
Hollis	Matthews (Wilcox)	Russell	Waddell
Holmes (Baldwin)	Milford	Shaw	Whorton
Howle	Mitchell	Sherrod	Woodard

—60

S. 450. To authorize the employment in counties of more than eighty-two thousand and less than one hundred thousand according to the latest Federal census, of persons to investigate and report violations of law, to prescribe the mode of their employment, their term of office, their duties, and the amount and method of payment for their services.

Was taken up. Mr. Jones of Montgomery offered the following amendment to the bill:

Amend by adding after the word census in the caption and in the body of the bill, the words "or any subsequent Federal decennial census."

And the amendment was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

And the bill:

S. 450. To authorize the employment in counties of more than eighty-two thousand and less than one hundred thousand according to the latest Federal census, of persons to investigate and report violations of law, to prescribe the mode of their employment, their term of office, their duties, and the amount and method of payment for their services.

As amended, was read a third time at length and passed.
Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Mathews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

S. 280. To amend an act entitled "An act to provide and create a commission form of government and to authorize the adoption of the same in all cities and towns in the State of Alabama which now are not or hereafter may not be, within the influence or operation of any other valid legislative enactment authorizing or adopting such form of government; to regulate the selection and election of commissioners and their terms of office and retention in and recall from office; to provide for the selection of one commissioner as mayor, and the retention in office of certain officials; to fix the powers, duties and compensations of such commissioners; to punish improper conduct in connection with elections and petitions hereunder; to abolish boards of public work, police commissioners, councilmen, aldermen, and certain other city and town officials of such municipalities as adopt the said form of government; and generally to authorize and provide for the creation and maintenance of said commission form of government," approved April 8th, 1911, and as amended by an act approved September 28th, 1915, by amending the title thereof, and by amending said act so that it shall not apply to cities which have a population of exceeding fifty thousand five hundred and not more than one hundred thousand, according to the last Federal census, and which may hereafter have such population according to any Federal census hereafter taken, and to no others, by providing for the selection and election of a mayor and commissioners and fixing their terms of office and compensation, by abolishing certain offices, by fixing the powers, duties and liabilities of such mayor and commissioners, by creating certain new offices

of such cities and providing for the selection of the incumbents thereof, and generally by prescribing a form of municipal government for such cities.

Was taken up. Mr. Hale offered the following amendment to the bill:

Amend Senate bill No. 280 as follows:

Strike out everything in section 3 down to and including the work "established" in the third line.

And the amendment was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Mathews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

Mr. Hale offered the following amendment to the bill:

Amend Senate bill No. 280 by striking out section 291½.

And the amendment was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Mathews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

And the bill:

S. 280. To amend an act entitled "An act to provide and create a commission form of government and to authorize the adoption of the same in all cities and towns in the State of Alabama which now are not or hereafter may not be, within the influence or operation of any other valid legislative enactment authorizing or adopting such form of government; to regulate the selection and election of commissioners and their terms of office and retention in and recall from office; to provide for the selection of one commissioner as mayor, and the retention in office of certain officials; to fix the powers, duties and compensations of such commissioners; to punish improper conduct in connection with elections and petitions hereunder; to abolish boards of public work, police commissioners, councilmen, aldermen, and certain other city and town officials of such municipalities as adopt the said form of government; and generally to authorize and provide for the creation and maintenance of said commission form of government," approved April 8th, 1911, and as amended by an act approved September 28th, 1915, by amending the title thereof, and by amending said act so that it shall apply to cities which have a population of exceeding fifty thousand five hundred and not more than one hundred thousand, according to the last Federal census, and which may hereafter have such population according to any Federal census hereafter taken, and to no others, by providing for the selection and election of a mayor and commissioners and fixing their terms of office and compensation, by abolishing certain offices, by fixing the powers, duties and liabilities of such mayor and commissioners, by creating certain new offices of such cities and providing for the selection of the incumbents thereof, and generally by prescribing a form of municipal government for such cities.

As amended, was read a third time at length and passed.

Yeas, 59; Nays, 1.

Yeas:

Messrs:

Mr. Speaker	Collins	Hale	Mathews (Clarke)
Alexander	Crump	Harrison	Matthews (Wilcox)
Andrews	Dansby	Hawkins	Milford
Arnold	Deese	Hollis	Mitchell
Baker	Dickson	Holmes (Baldwin)	McDonald
Benners	Dunaway	Howle	McLeod
Blunt	Edwards (Dallas)	Ingram	Oakley
Brindley	Edwards (Pike)	Jones (Escambia)	Parker
Carnley	Faulk	Jones (Montgomery)	Partridge
Clayton	Gilbert	Long (Sumter)	Preston
Cliett	Graham (Clarke)	Longmore	Ross
Cobbs	Hall (Henry)	Lynne	Russell

Shaw	Sparks	Tompkins	Whorton
Sherrod	Stewart	Tunstall	Woodard
Smith	Stoddard	Waddell	

—59

Nays:

Mr. Van de Graaff—1.

S. 497. To provide for the election of county road engineers in counties having a population of not less than eighty thousand, nor more than eighty-two thousand, according to the Federal census of 1910, and to fix their duties and compensation.

Was taken up. Mr. Russell offered the following amendment to the bill:

Amend caption of S. 497 by adding at the end thereof the following words: "And to make the county solicitor or his assistant the legal adviser for the county board of revenue and the county engineer.

And the amendment was adopted.

Yeas, 60; Nays, 0.

*Yeas:**Messrs:*

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

Mr. Russell offered the following amendment:

Amend Sec. 1 by adding the following at the end thereof: "The county solicitor or the assistant solicitor shall be the legal adviser for the county board of revenue and the county road engineer.

And the amendment was adopted.

Yeas, 60; Nays, 0.

*Yeas:**Messrs:*

Mr. Speaker	Arnold	Blunt	Clayton
Alexander	Baker	Brindley	Cliett
Andrews	Benners	Carnley	Cobbs

Collins	Hale	Mathews (Clarke)	Shaw
Crump	Harrison	Matthews (Wilcox)	Sherrrod
Dansby	Hawkins	Milford	Smith
Deese	Hollis	Mitchell	Sparks
Dickson	Holmes (Baldwin)	McDonald	Stewart
Dunaway	Howle	McLeod	Stoddard
Edwards (Dallas)	Ingram	Oakley	Tompkins
Edwards (Pike)	Jones (Escambia)	Parker	Tunstall
Faulk	Jones (Montgomery)	Partridge	Van de Graff
Gilbert	Long (Sumter)	Preston	Waddell
Graham (Clarke)	Longshore	Ross	Whorton
Hall (Henry)	Lynne	Russell	Woodard

—60

And Mr. Russell offered the following amendment to the bill:
Amend the bill by striking out section 1½.

And the amendment was adopted:

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Ingram	Preston
Alexander	Dunaway	Jones (Escambia)	Ross
Andrews	Edwards (Dallas)	Jones (Montgomery)	Russell
Arnold	Edwards (Pike)	Long (Sumter)	Shaw
Baker	Faulk	Longshore	Sherrrod
Benners	Gilbert	Lynne	Smith
Blunt	Graham (Clarke)	Mathews (Clarke)	Sparks
Brindley	Hall (Henry)	Matthews (Wilcox)	Stewart
Carnley	Hall (Marion)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard
Deese			

—60

And the bill:

S. 497. To provide for the election of county road engineers in counties having a population of not less than eighty thousand, nor more than eighty-two thousand, according to the Federal census of 1910, and to fix their duties and compensation.

As amended, was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Blunt	Collins	Edwards (Dallas)
Alexander	Brindley	Crump	Edwards (Pike)
Andrews	Carnley	Dansby	Faulk
Arnold	Clayton	Deese	Gilbert
Baker	Cliett	Dickson	Graham (Clarke)
Benners	Cobbs	Dunaway	Hall (Henry)

Hale	Long (Sumter)	Oakley	Sparks
Harrison	Longshore	Parker	Stewart
Hawkins	Lynne	Partridge	Stoddard
Hollis	Mathews (Clarke)	Preston	Tompkins
Holmes (Baldwin)	Matthews (Wilcox)	Ross	Tunstall
Howle	Milford	Russell	Van de Graff
Ingram	Mitchell	Shaw	Waddell
Jones (Escambia)	McDonald	Sherrod	Whorton
Jones (Montgomery)	McLeod	Smith	Woodard

—60

H. 191 (with substitute). To promote the public health, convenience and welfare by leveeing, ditching and draining the wet, swamp and overflowed lands of the State, and providing for the establishment of levee or drainage districts for the purpose of enlarging or changing any natural water courses, and for digging ditches or canals for securing better drainage, or providing better outlets for drainage, for building levees or embankments and installing tide gates or pumping plants for the reclamation of overflowed and tidal lands, and prescribing a method for so doing, and providing for the assessment and collection of the costs and expenses of the same, and issuing and selling bonds therefor, and for the care and maintenance of such improvements, when constructed.

Was taken up. The question was upon the adoption of the substitute reported by the Standing Committee on Agriculture said substitute being as follows:

A BILL

Entitled an act to promote the public health, convenience and welfare by leveeing, ditching, draining and pumping out the water from the wet, swamp and overflowed lands in all counties of Alabama having in them incorporated cities which now have or which may hereafter have a population of as much as fifty thousand and less than one hundred and twenty-five thousand people, according to the last Federal census, or any such census which may hereafter be taken, and providing for the establishment of levee or drainage districts for the purpose of enlarging or changing any natural water courses, and for digging ditches or canals for securing better drainage, or providing better outlets for drainage, for building levees or embankments and installing tide gates or pumping plants for the reclamation of overflowed and tidal lands, and prescribing a method for so doing, and providing for the assessment and collection of the costs and expenses of the same, and issuing and selling bonds therefor, and for the care and maintenance of such improvements, when constructed.

Be it enacted by the Legislature of Alabama, that:

Section 1. In all counties of the State of Alabama having in them an incorporated city which now has or which may hereafter have a population of as much as fifty thousand less than one hundred and twenty-five thousand people, according to the last Federal census, or any such census which may hereafter be taken, the court of county commissioners of said counties shall have jurisdiction, power and authority to establish a levee or drainage district or districts in said county, and to locate and establish levees, drains or canals, and cause to be constructed, straightened, widened, or deepened, any ditch, drain or water course, and to build levees or embankments, and erect tide gates and pumping plants, for the purpose of draining and reclaiming wet, swamp or overflowed lands, and it is hereby declared that the drainage of swamps and the drainage of surface water from agricultural lands, and the reclamation of tidal marshes shall be considered a public benefit and conducive to public health, convenience, utility and welfare. The jurisdiction herein defined and established and the provisions of this act cover all territory within the county, whether within or without the corporate limits of a city.

Section 2. Whenever a petition signed by a majority of the resident land owners in a proposed drainage district of any county in this State having in them an incorporated city which now has or which may hereafter have a population of as much as fifty thousand and less than one hundred and twenty-five thousand people, according to the last Federal census, or any such census which may hereafter be taken, or by the owners of more than one-half in acreage of all the lands which will be affected by or assessed for the existence of the proposed improvements, or by a majority of the qualified voters of such districts, or an order of the board of health of the county in which the land is situated, shall be filed in the said court of any county in which said lands are located, setting forth that any body or district of land in the county, described in such way as to convey an intelligent idea as to the location of such land, is subject to overflow by fresh or tidal waters, or too wet for cultivation, and the public benefit or utility or the public health, convenience or welfare will be promoted by draining, ditching or leveeing the same, or by changing or improving the natural water courses, and setting forth therein, as far as practicable, the starting point, route and terminus and lateral branches, if necessary, of the proposed improvements, and there is filed therewith a bond for the amount of fifty dollars per mile for each mile of the ditch or proposed improvement, or such additional amount as the board of county commissioners

may require, signed by two or more sureties or by some lawful authorized surety company, to be approved by the said court and conditioned for payment of all costs and expenses incurred in the proceedings in case the court does not grant the prayer of said petition, the said court shall issue a summons to be served at least ten days before the return day on all the defendant land owners who have not joined in the petition, and whose lands are included in the proposed drainage district. Upon the return day the said court shall appoint a disinterested and competent civil and drainage engineer to examine the lands described in the petition, and make a preliminary report thereon. The compensation for the services of such engineer and his necessary assistants is to be fixed as herein provided. The summons may be served by publication once a week for three consecutive weeks in some newspaper published in that county or if not in that county, in the county nearest to it in which a newspaper is published, as to any defendants who cannot be personally served as provided by law.

If at the time of the filing of the petition, or at any time subsequent thereto, it shall be made to appear to the court by affidavit that the owner or owners of the whole or any share of any tract or tracts of land are unknown, and their names cannot after due diligence be ascertained by the petitioners, the court shall order a notice in the nature of a summons to be given to all such persons by a publication once a week for three successive weeks, of the petition, or of the substance thereof, and describing generally the tract or tracts of lands as to which the owner or owners unknown, with the order of the court thereon, in some newspaper published in the county wherein the land is located, or in some other county if no newspaper shall be published in the first-named county, which newspaper or newspapers shall be designated in the order of the court, and a copy of such publication shall also be posted for a period of three weeks in at least three conspicuous places within the boundaries of the proposed district, and at the courthouse door of the county. After the time of publication shall have expired, if no person claiming and asserting title to the tract or tracts of land and entitled to notice shall appear, the court in its discretion may appoint some disinterested person to represent the unknown owner or owners of said lands, and hereupon, the court shall assume jurisdiction of the said tract or tracts of land and shall adjudicate as to the said lands to the same extent as if the true owners were present and represented, and shall proceed against the land itself. If at any time during the pendency of the drainage proceeding the true owner or owners of the lands shall appear in person, they may be made

parties defendant of their own motion, and without the necessity of personal service and shall thereafter be considered as parties to the proceeding, but they shall have no right to except to or appeal from any order or judgment theretofore rendered as to which the time for filing exceptions or appealing shall have expired.

Section 3. The said engineer shall proceed forthwith to examine the land described in said petition, and other land if necessary to locate properly such improvement or improvements as are petitioned for, along the route described in the petition, or any other route answering the same purpose if found more practicable or feasible, and may name surveys such as may be necessary to determine the boundaries and elevation of the several parts of the district and shall make and return to the said court within such time as may be fixed or agreed to by the court, a written report, which shall set forth:

1. Whether the proposed drainage is practicable or not.
2. Whether it will benefit the public health or any public highway or be conducive to the general welfare of the community.
3. Whether the improvement proposed will benefit the lands sought to be benefited.
4. Whether or not all the lands that are benefited are included in the proposed drainage district.

He shall also file with this report a map of the proposed drainage district, showing the location of the ditch or ditches or other improvements to be constructed and the lands that will be affected thereby, and such other information as he may have collected that will tend to show the correctness of his findings.

Section 4. The said court shall consider this report. If the engineer reports that the drainage district is not practicable or that it will not benefit the public health or any public highway or be conducive to the general welfare of the community, and the court shall approve such findings, the petition shall be dismissed at the cost of the petitioners. Such petition or proceeding may again be instituted by the same or additional landowners at any time after six months, upon proper allegations that conditions have changed or that material facts were omitted or overlooked. If the said engineer reports that the drainage is practicable and that it will benefit the public health or any public highway or be conducive to the general welfare of the community, and the court shall so find, then the court shall fix a day when the report will be further heard and considered.

Section 5. If the petition is entertained by the court, notice shall be given by publication for two consecutive weeks in some

newspaper of general circulation within the county, if one shall be published in such county, and also by posting a written or printed notice at the door of the courthouse and at five conspicuous places within the drainage district that on the date set, naming the day, the court will consider and pass upon the report of the engineer. At least fifteen days shall intervene between the date of the publication and the posting of the notices and the date set for the hearing.

Section 6. At the date appointed for the hearing the court shall hear and determine any objections that may be offered to the report of the engineer. If it appears that there is any land within the proposed levee or drainage district that will not be affected by the leveeing or drainage thereof, such lands shall be excluded and the names of the owners withdrawn from such proceeding; and if it shall be shown that there is any land not within the proposed district that will be affected by the construction of the proposed levee or drain, the boundary of the district shall be so changed as to include such land, and such additional landowners shall be made parties plaintiff or defendant, respectively, and summons shall issue accordingly, as hereinbefore provided. After such change in the boundary is made, the sufficiency of the petition shall be verified to determine whether or not it conforms to the requirements of the statute as provided in section two. Any person whose lands are affected, may, at this stage of the proceedings, sign the petition so as to render same sufficient. The efficiency of the drainage or levees may also be determined, and if it appears that the location of any levee or drain can be changed so as to make it more effective, or that other branches or spurs can be constructed, or that any branch or spur projected may be eliminated or other changes made that will tend to increase the benefits of the proposed work, such modifications and changes shall be made at the direction of the court. The engineer and his assistants may attend this meeting and give any information or evidence that may be sought to verify and substantiate his report. If necessary, the petition, as amended, shall be referred by the court to the said engineer for further report. The above facts having been determined to the satisfaction of the court, and the boundaries of the proposed district so determined, it shall declare the establishment of the drainage or levee district, which shall be designated by a name or number, for the object and purpose as herein set forth, and which district shall be a political subdivision of the county in which said district is located.

If any lands shall be excluded from said district because of the court having found that such lands will not be affected or

benefited, and the names of the owners of such lands have been withdrawn from such proceedings, but such lands are so situated as necessarily to be located within the outer boundaries of such district, such fact shall not prevent the establishment of the district and said lands shall not be assessed for any drainage tax; but this shall not prevent the district from acquiring a right of way across such lands for constructing a canal or ditch or for any other necessary purpose authorized by law.

Section 7. If it shall be necessary to acquire a right of way or an outlet over and through lands not affected by the drainage, then and in such event the power of eminent domain is hereby conferred, and the same may be condemned, and such damages as may be awarded as compensation shall be paid by the court of county commissioners out of the first funds which shall be available from the proceeds of sale of bonds or otherwise.

Section 8. Any person owning lands within the drainage or levee district which he thinks will not be benefited by the improvement and should not be included in the district may appeal from the decision of the court to the circuit court or other court of like jurisdiction of such county, in term-time, by filing an appeal, accompanied by a bond, conditioned for the payment if the costs if the appeal should be decided against him, signed by two or more solvent sureties, or in some approved surety company, to be approved by the clerk of said court.

Section 9. After the district is established the court of county commissioners shall refer the report of the engineer back to him, to make a complete survey, plans and specifications for the drainage or levees or other improvements, and fix a time when said engineer shall complete and file his report.

Section 10. The engineer shall have power to employ such assistants as may be necessary to make a complete survey of the drainage district, and shall enter upon the ground and make a survey of the main drain or drains and all its laterals. The line of each ditch, drain or levee, shall be plainly and substantially marked on the ground. The course and distance of each ditch shall be carefully noted and sufficient notes made, so that it may be accurately platted and mapped. A line of levels shall be run for the entire work and sufficient data secured from which accurate profiles and plans may be made and their elevation recorded in the field books. If it is deemed expedient by the engineer, other levels may be run to determine the fall from one part of the district to another, if an old water course, ditch or channel is being widened, deepened or straightened it shall be accurately cross-sectioned, so as to compute the amount of cubic yards saved by the use of such old channel. A drainage map of the

district shall then be completed, showing the location of the ditch or ditches and other improvements and the boundary, as closely as may be determined by the records of the lands owned by each individual land-owner within the district. The location of any railroads or public highways and the boundary of any incorporated towns or villages within the district shall be shown on the map. There shall also be prepared to accompany this map a profile of each levee, drain or water course, showing the surface of the ground, the bottom or grade of the proposed improvement and the number of cubic yards of excavation or fill in each mile or fraction thereof, and the total cubic yards in the proposed improvement and the estimated cost thereof, and plans and specifications, and cost of any other work required to be done, and such other work as said engineer may think necessary, subject to the approval of the board of county commissioners.

Section 11. It shall be the further duty of the engineer to assess the damages claimed by anyone that is justly right and due to them for land taken or for inconveniences imposed because of the construction of the improvement, or for any other legal damages sustained. Such damage will be considered separate and apart from any benefit the land would receive because of the proposed work, and shall be paid by the court of county commissioners when funds of said drainage district shall come into their hands.

Section 12. It shall be the further duty of the engineer to personally examine the land in the district and classify it with reference to the benefit it will receive from the construction of the levee, drain or water course or other improvement. In the case of drainage, the degree of wetness of the land, its proximity to a ditch or a natural outlet and the fertility of the soil shall be considered in determining the amount of benefit it will receive by the construction of the ditch. In making the said assessment the lands receiving the greatest benefit shall be marked on a scale of 100 and those benefited in a less degree shall be marked with such percentage of 100 as the benefit received bears in proportion thereto. The classification, when finally established shall remain as a basis for all future assessments connected with the objects of said levee and drainage district unless the commissioners for good cause shall authorize a revision thereof. If the first assessment made by the engineer is insufficient to pay the cost of construction, additional assessments may be made in the same ratio as the first, and they shall make additional assessments in like manner for repairing said improvements when needed. The holdings of any one land owner need not necessarily be all in one grade, but the number of acres in each grade shall

be ascertained, though its boundary need not be marked on the ground or shown on the map. The total number of acres owned by one person in each grade and the total number of acres benefited shall be determined. The total number of acres in each grade in the entire district shall be ascertained and presented in tabular form. The scale of assessment upon the several grades of land returned by the engineer shall be in the same ratio. This shall form the basis of the assessment of benefits to the lands for drainage purposes.

Section 13. The engineer shall keep an accurate account and report to the court the name and number of days each person was employed on the survey and the kind of work he was doing and any expenses that may have been incurred in going to and from the work, and the cost of any supplies or material that may have been used in making the survey.

Section 14. In case the work is delayed by high water, sickness or any other good cause, and the report is not completed at the time fixed by the court, the engineer shall appear before the court and state in writing the cause of such failure and ask for sufficient time in which to complete the work, and the court shall set another date by which the report shall be completed and fixed.

Section 15. When the final report is completed and filed it shall be examined by the court, and if it is found to be in due form and in accordance with the law it shall be accepted, and if not in due form it may be referred back to the engineer, with instructions to secure further information, to be reported at a subsequent date to be fixed by the court. When a report is fully completed and accepted by the court a date not less than twenty days thereafter shall be fixed by the court for the final hearing upon the report, and notice thereof shall be given by publication in a newspaper of general circulation in the county and by posting a written or printed notice on the door of a courthouse and at five conspicuous places throughout the district, such publication to be made for at least two weeks before the final hearing. During this time a copy of the report shall be on file in the office of the said court and shall be open to the inspection of any landowner or other person interested within the district.

Section 16. At the date set for hearing any landowner may appear in person or by counsel and file his objection in writing to the report of said engineer; and it shall be the duty of the court to carefully review the report of the engineer and the objections filed thereto, and make such changes as are necessary to render substantial and equal justice to all the landowners in the district. If, in the opinion of the court the cost of construc-

tion, together with the amount of damages assessed, is not greater than the benefits that will accrue to the land affected, the court shall confirm the report of the engineer. If, however, the court finds that the cost of construction together with the damages assessed, is greater than the resulting benefit that will accrue to the lands affected, the court shall dismiss the proceedings at the cost of the petitioners, and the sureties upon the bond so filed by them shall be liable for such costs.

Section 17. Any party aggrieved, may, within ten days after the confirmation of the engineer's report appeal to the circuit court or other court of like jurisdiction, upon giving bond to secure the costs of appeal, approved by the clerk of said court.

Such appeal shall be based and heard only upon the exceptions theretofore filed by the complaining party, whether as to issue of law or fact, and no additional exceptions shall be considered by the court upon the hearing of the appeal.

Section 18. The court of county commissioners shall provide a suitable book, to be known as the "Drainage Record," in which it shall have transcribed every petition, motion, order, report, judgment or finding of the court in every drainage transaction that may come before it, in such a manner as to make a complete and continuous record of the case, copies of all the maps and profiles are to be furnished by the engineer and marked by the court, "Official Copies," which shall be kept on file in the office of the court, and one other copy shall be pasted or otherwise attached to its record book.

Section 19. The court of county commissioners or its employees or agents, including contractors and their employees, and the engineer and his assistants, may enter upon the lands within or without the district in order to make surveys and examinations to accomplish the necessary preliminary purposes of the district, or to have access to the work, being liable, however, for actual damages done. Any person or corporation attempting to prevent such entrance shall be guilty of a misdemeanor, punishable by fine not exceeding fifty (\$50) dollars in the discretion of the court.

Section 20. Whenever the engineer shall make a survey for the purpose of locating a public levee or drainage district or changing a natural water course, and the same would cross the right of way of any railroad company, it shall be the duty of the engineer in charge of the work to notify the railroad company by serving written notice upon the agent of such company or its lessee or receiver, that he will meet the company at the place where the proposed ditch, drain or water course crosses the right of way of such company, said notice fixing the time of such meet-

ing, which shall not be less than ten days after the service of the same, for the purpose of conferring with said railroad company with relation to the place where and the manner in which such improvement shall cross such right of way. When the time fixed for such conference shall have arrived, unless for good cause more time is agreed upon, it shall be the duty of the engineer in charge and the railroad company to agree, if possible, upon the place where and the manner and method in which such improvement shall cross such right of way. If the engineer in charge and the railroad company cannot agree, or if the railroad company shall fail, neglect or refuse to confer with the engineer, he shall determine the place and manner of crossing the right of way of said railroad company, and shall specify the number and size of openings required, levees to be built, and the damages, if any, to said railroad company and so specify in his report. The railroad company shall, at the point of intersection, make its grade conform to the top of any levee intersecting its track. The engineer shall also assess the benefits that will accrue to the right of way, roadbed and other property of said company by affording better drainage or a better outlet for drainage, but no benefit shall be assessed because of the increase in business that may come to said road because of the construction of the improvement. The benefits shall be assessed at a fixed sum, determined solely by the physical benefit that its property will receive by the construction of said improvement, and it shall be reported by the engineer as a special assessment, due personally from the railroad company as a special assessment; it may be collected in the manner of an ordinary debt in any court having jurisdiction; provided that the said assessment shall be of no effect, if an election for the issuance of bonds is held as hereinafter set out, and at said election a majority of the qualified voters of said drainage district voting at the election do not vote "For Bond Issue."

The said court shall have notice served upon the railroad company of the time and place of the meeting to hear and determine the final report of the engineer and the said railroad company shall have the right to file objections to said report and to appeal from the findings of the said court in the same manner as any landowner. But such an appeal shall not delay or defeat the construction of the improvement.

Section 21. After the classification of lands and the ratio of assessments of the different grades to be made thereon has been confirmed by the court, the said court shall ascertain the total estimated cost of the improvement, including damages awarded to be paid to owners of land, all costs and incidental expenses, and also including an amount sufficient to pay the estimated

necessary expenses of operating and maintaining the improvement for a period of four years after the completion of the work of construction, and also for the payments of interest on the bond issue hereinafter provided for for four years, and, thereupon, the said court shall certify the said total estimated cost, ascertained as aforesaid, and the said certificate shall be forthwith recorded in the drainage record and open to inspection of any landowner in the district.

Section 22. The court of county commissioners shall immediately prepare in duplicate, the assessment rolls, or drainage tax lists, giving thereon the names of the owners of land in the district, so far as can be ascertained from the public records, a brief description of the several tracts of land assessed and the amount of the assessment against each tract of land. The first of these assessment rolls shall provide assessments sufficient for the payment of interest on the bond issue to accrue the fourth year after their issue and the installment of principal to fall due at the expiration of the fourth year after the date of issue, together with such amounts as shall have to be paid for collection and handling of the same. The second assessment roll shall make like provisions for the fifth year; the third for the sixth year; the fourth for the seventh year; the fifth for the eighth year; the sixth for the ninth year; the seventh for the tenth year; the eighth for the eleventh year; the ninth for the twelfth year; the tenth for the thirteenth year, and so on till the end of the bond issue period. Each of said assessment rolls shall specify the time when collectible and be numbered in their order, and the amounts assessed against the several tracts of land shall be according to the benefit received, as shown by the classification and ratio of assessments made as hereinbefore provided. These assessment rolls shall be signed by the said court. One copy of each of the said assessment rolls shall be filed with the drainage record and one copy shall be delivered to the county tax collector after the said court has attended thereto an order directing the collection of said assessments, and the said assessments shall thereupon have the force and effect of a judgment as in the case of State and county taxes. These assessments shall constitute a first and paramount lien, second only to State and county taxes upon the lands assessed for the payment of said bonds and interest thereon as they may become due, and shall be collected in the same manner by the same officers as the State and county taxes are collected. The said assessments shall be due and payable on the first day of October each year, and if the same shall not be paid in full by the 31st day of December following, it shall be the duty of the tax collector to sell

the land or lands so delinquent. The sale of lands for the failure to pay such assessments shall be made at the same time and in the same manner as State and county tax sales are made, and in all other respects the law as to the collection of State and county taxes shall have application to the collection of drainage assessments under this act, and where the State is authorized to bid at State and county tax sales, the county is hereby authorized to bid at sales of land for the failure to pay such drainage assessments, and where any power or duty is vested in the State auditor with regard to lands sold at State and county tax sales, ~~either alone~~ or with the approval of the governor, the said power and duty as to the lands for the failure to pay such drainage assessments shall be vested solely in the judge of probate. The sale of any land for failure to pay any assessment shall not release the said land from its liability for all assessments thereafter due; and the purchaser at said sale and his assigns, shall have all rights, powers and privileges that are now or hereafter conferred by law upon purchasers at State and county tax sales. It shall be the duty of the tax collector to pay over to the county treasurer promptly the monies so collected by him upon said tax assessments, to the end that the said treasurer may have funds in hand to meet the payments of principal and interest due upon the outstanding bonds as they mature. It shall be the duty of the county treasurer and without any previous order from the said court, to provide and pay the installments of interest at the time and place as evidenced by the coupons attached to said bonds, and also to pay the annual installments of the principal due on said bonds at the time and place as evidenced by the said bonds, and the said county treasurer shall be guilty of a misdemeanor and subject upon conviction to a fine and imprisonment, in the discretion of the court, if he shall willfully fail to make prompt payments of the said interest and principal upon said bond and shall likewise be liable in a civil action for all damages which may accrue either to the court of county commissioners or the holder of said bonds, to either or both of which a right of action is hereby given. Provided that the provisions of this section shall be of no effect if an election for the issuance of bonds is held as hereafter set out, and at said election a majority of the qualified voters of said drainage district voting at the election do not vote "For bond issue."

Section 23. If the total estimated cost of the improvement does not exceed an average of one dollar per acre on all the lands in the district, the court of county commissioners shall forthwith assess the lands in the district therefor, in accordance with their classifications and said assessments shall be collected in one in-

tallment by the same officer and in the same manner as State and county taxes are collected, and payable at the same time.

Section 24. In case the total estimated cost exceeds an average of one dollar per acre on all the land in the district, the court of county commissioners shall order an election to be held in said drainage district for deciding whether or not the bonds of the said district shall be issued for an amount equal to the total estimated cost of the improvements as above set out, plus an amount sufficient to pay interest on the bonds for four years following date of issue. Notice of such election shall be given for thirty days by publication in a newspaper published in the county in which the election is to be held, once a week for three successive weeks, which notice shall state the purpose for which the election is to be held, the amount of the proposed bond issue, the rate of interest that they are to bear, and the time when payable. The qualified voters of said drainage district shall be entitled to vote in said election, and the said election shall be conducted in the manner now provided by law for the conduct of elections for deciding whether or not bonds of the drainage district shall be issued. These bonds shall be issued in the name of the drainage district, wherein the land drained or leveed is situated, which name shall be designated by the court of county commissioners, and shall bear not to exceed seven per cent interest per annum, payable semi-annually and shall be paid in equal installments, not to exceed forty. The first installment of principal shall mature at the expiration of four years from the date of issue and one installment for each succeeding year, during life of said issue. If at said election a majority of the qualified voters of said drainage district voting at the election vote "For bond issue" the court of county commissioners shall issue bonds of such drainage district in the amount and for the purpose mentioned in the notice of election. The court of county commissioners may sell these bonds at not less than par and accrued interest and devote the proceeds to the payment for the work, as it progresses and to the payment of the interest on said bonds and the maintenance of the project, for the four years next following the date of issue and to the payment of the other expenses of the district provided for in this act. The proceeds from such bonds shall be for the exclusive use of the levee or drainage district specified on their face, and shall be numbered by the court of county commissioners and recorded in the drainage record, which record shall set out specifically the lands embraced in the district. The bonds and coupons issued under and by authority of this act shall be exempt from all State, county or municipal taxation or assessment, direct or indirect, general or special,

whether imposed for purposes of general revenue or otherwise, and the interest thereon shall not be subject to taxation as for income, nor shall said bonds and coupons be subject to taxation when constituting a part of the surplus of any bank, trust company, or other corporation, but when constituting a part of such surplus, shall be deducted from the total assets, in order to ascertain the taxable value of such shares.

Section 25. In the event the total estimated cost of the improvement does not exceed an average of one dollar per acre on ~~all~~ the land in the district, or in the event the total estimated cost exceeds an average of one dollar per acre on all the land in the district and at the election for the issuance of bonds held as above set out, a majority of the qualified voters of said drainage district vote "For bond issue," the work of construction of said improvement shall proceed in the manner following.

Section 26. The court of county commissioners shall appoint a competent person as superintendent of construction. Such person shall furnish a bond, to be approved by the said court in the penal sum of ten thousand dollars conditioned upon the honest and faithful performance of his duties, such bond to be in favor of the said court. No person shall be eligible to appointment to said position of superintendent of construction who is not a civil engineer of experience, good reputation and standing.

Section 27. The said court shall cause to be given for three consecutive weeks in some newspaper published in the county wherein such improvement is located if such there be and such additional publication elsewhere, as they may deem expedient, of the time and place of letting the work of construction of said improvement, and in such notice the court shall specify the approximate amount of work to be done and the time fixed for the completion thereof; and on the date appointed for letting the court shall convene and let to the lowest responsible bidder, whether as a whole or in sections, as they may deem most advantageous for the district, the proposed work. No bid shall be entertained that exceeds the estimated cost, except for good and satisfactory reason it shall be shown that the original estimate was erroneous. The court shall have the right to reject any and all bids and advertise the work again, if in its judgment the interest of the district will be subserved by doing so. The successful bidder shall be required to enter into a contract with the said court and to execute a bond with some bonding company authorized by law to do business in the State, for the faithful performance of such contract in favor of the said court, for the use and benefit of the levee or drainage district, in an amount equal to fifty per centum of the contract price of the work awarded to him.

The contract shall be based upon the plans and specifications submitted by the engineer in his final report as confirmed by the court, the original of which shall remain on file in the office of said court and shall be open to the inspection of all prospective bidders. All bids shall be sealed and shall not be opened except under the authority of the said court and on the day there appointed for opening the bids.

Section 28. The superintendent in charge of construction shall make monthly estimate of the amount of work done, and furnish one copy to the contractor and file the other with the said court, and the said court shall, if satisfied as to the correctness of said estimate, issue a warrant in favor of such contractor for ninety per centum of the work done, according to the specifications and contract; and upon the presentation of such warrant to the treasurer of said county, he shall pay the amount due thereon, when there is sufficient drainage fund in his hands. When the work is fully completed and accepted by the superintendent he shall make an estimate for the whole amount due, including the amounts withheld on the previous monthly estimates, which shall be paid from the drainage fund as before provided.

Section 29. If any contractor to whom said work shall have been let shall fail to perform the same, according to the terms specified in his contract, action may be had in behalf of the court of county commissioners against such contractor and his bond in the circuit court or other court of like jurisdiction in said county, for damages sustained by the levee or drainage district, and recovery had against such contractor and his sureties for the use and benefit of said district. In such event the work shall be advertised and relet in the same manner as the original letting.

Section 30. In the construction of the work the contractor shall have the right to enter upon the lands necessary for this purpose and the right to remove private or public bridges or fences and to cross private lands in going to or from work when necessary so to do, subject to the supervision and reasonable control of the superintendent of construction.

Section 31. Where any public ditch, drain or water course established under the provisions of this act crosses a public highway the actual cost of constructing the same cross the highway or removing old bridges or building new ones shall be paid for from the fund of the drainage district.

When it shall become necessary to repair any bridge or construct a new bridge across a highway by reason of enlarging any water course or of excavating any canal intersecting such highway, the said bridge shall thereafter be maintained by and

at the expense of such county or by such other official board or authority as by law shall be required to maintain highway so intersected.

Section 32. After the contract is let and the actual construction is commenced the superintendent in charge of construction shall notify the railroad company of the probable time at which the contractor will be ready to enter upon the right of way of said road and construct the work thereon. It shall be the duty of said railroad company to send a representative to view the ground with the superintendent of construction and arrange the exact time at which such work can be most conveniently done. At the time agreed upon said railroad company shall remove its rails, ties, stringers and such other obstructions as may be necessary to permit the work to be done. The work shall also be planned and conducted as to interfere in the least possible manner with the business of the said railroad. If the superintendent of construction and the railroad company shall not be able to agree as to the exact time at which such work can be done, including the time of beginning and the time to be consumed in such work, either party may give written notice thereof to the president of the railroad commission of the State, or other body exercising control over railroads in the State, and thereupon the said commission shall cause an investigation to be made and after hearing both parties, shall fix the time of beginning such work and the time to be consumed in such work of construction, and the final determination of the railroad commission, or other body exercising control over railroads in the State, thereon shall be binding upon the superintendent of construction representing the district and the railroad company and the work shall be done in such time as may be fixed by the said railroad commission, or other body exercising control over railroads in the State, in case the railroad company refuses and fails to remove its track so as to permit the work on its right of way to be done it shall be held as delaying the construction of the improvement, and such company shall be liable to such penalty as may be fixed by the board of county commissioners, per day for each day of delay, to be collected by the court of county commissioners for the benefit of the drainage district as in the case of other penalties. Such a fine may be collected in any court having jurisdiction and shall inure to the benefit of the drainage district. Within thirty days after the work is completed an itemized bill for the actual expenses incurred by the railroad company for opening its tracks shall be made and presented to the superintendent of construction of the drainage improvement. The superintendent of construction shall audit this bill and if found correct, approve the

same and file it with the court of county commissioners. The said court shall deduct from this bill the cost of the excavation done by the dredge on the right of way on the said railroad company at the contract price, and pay the difference, if any, to said railroad company.

Section 33. Whenever any improvement constructed under this act is completed it shall be under the control and supervision of the court of county commissioners. It shall be the duty of the said court to keep the levee, ditch, drain, water course, pumping station, or any other improvements in good repair and to operate same, and for this purpose it may levy an assessment annually after four years from date at which construction is completed, of the lands benefited by the construction of such improvement in the same manner and in the same proportion as the original assessments were made, and the fund that is collected shall be used for repairing and maintaining the ditch, drain, water course, or other improvement in perfect order, and to operate pumping station if such there be; provided, however, that if any repairs are made necessary by the act or negligence of the owner of any land through which such improvement is constructed or by the act or negligence of his agent or employee, or if the same is caused by the cattle, hogs or other stock of said owner, employee or agent, then the cost thereof shall be assessed and levied against the lands of said owner alone, to be collected by proper suit by the said court. It shall be unlawful for any person to injure, or damage or obstruct any improvements constructed under the provisions in this act or to build any bridge, fence or flood gate across any ditch, levee, drain or water course or any other improvements constructed under the provisions of this act without securing a prior written consent of the said court, and any person causing any damage, injury or obstruction or building any bridge, fence or flood gate without the consent of the court of county commissioners shall be deemed guilty of a misdemeanor and upon conviction thereof may be fined not less than fifty dollars and not more than one thousand dollars, in the discretion of the court.

Section 34. The owner of any land that has been assessed for the cost of the construction of any ditch, drain, water course or other improvement as herein provided, shall have the right to use the ditch, drain, water course, or other improvement as an outlet for lateral drains from said lands; and if said land is separated from the ditch, drain, water course or other improvement by the land of another or others, and the owner thereof shall be unable to agree with the said other or others as to the terms and conditions on which he may enter their lands and construct said

drain or ditch, he may file his ancillary petition in such pending proceeding to the court, and the procedure shall be as now provided by law. When the ditch is constructed it shall become a part of the drainage system and shall be under the control of the court of county commissioners and be kept in repair by them as herein provided.

Section 35. Where the court has confirmed an assessment for the construction of any public levee, ditch or drain and such assessment has been modified by a court of superior jurisdiction, but for some unforeseen cause it cannot be collected, the court of county commissioners shall have power to change or modify the assessment as originally confirmed, to conform to the judgment of the said court of superior jurisdiction and to cover any deficit that may have been caused by the order of said court or unforeseen occurrence. The said re-levy shall be made for the additional sum required, in the same ratio on the lands benefited as the original assessment was made.

Section 36. The engineer, superintendent of construction and any other persons appointed under the provisions of this act shall receive such reasonable compensation as shall be fixed and determined by the court of county commissioners. All other fees and costs incurred under the provisions of this act shall be the same as provided by law for like services in other cases. Said costs and expenses shall be paid, by the order of the court, out of the drainage fund provided for that purpose, and the court of county commissioners shall issue warrants therefor when funds shall be in the hands of the treasurer.

Section 37. The provisions of this act shall be liberally construed to promote the leveeing, ditching, draining and reclamation of wet and overflowed lands. The collection of the assessment shall not be defeated, where the proper notices have been given, by reason of any defeat in the proceedings occurring prior to the order of the court confirming the final report of the engineer; but such order or orders shall be conclusive and final that all prior proceedings were regular and according to law, unless they were appealed from. If on appeal the court shall deem it just and proper to release any person or to modify his assessment or liability, it shall in no manner affect the rights and legality of any person other than the appellant, and the failure to appeal from the order of the court within the time specified shall be a waiver of any illegality in the proceedings, and the remedies provided for in this act shall exclude all other remedies.

Section 38. Any engineer, superintendent of construction or other person appointed under this act may be removed by the court of county commissioners in its discretion.

Section 39. The court of county commissioners is hereby authorized to appropriate funds of the county to aid in the construction and maintenance of said improvement.

Section 40. The court of county commissioners are hereby given authority and the right, subject to the other provision of this law to enter into such contracts or agreements for co-operation with adjoining counties, adjoining states or the United States government for the purpose of constructing and maintaining drainage or reclamation districts or improvements of that nature, and to purchase, lease or acquire lands in order to secure outlets.

Section 41. The term "court of county commissioners" as used in this act shall include boards of revenue and road commissioners and all other boards or bodies by whatever name called established in lieu of other courts of county commissioners or having the powers and authority of said courts. The term "person" as used in this act shall include individuals, partnership, stock company or corporation.

Section 42. That this act shall take effect from and after its approval by the governor, the public welfare requiring it.

And the substitute was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

And the bill:

H. 191. To promote the public health, convenience and welfare by leveeing, ditching and draining the wet, swamp and overflowed lands of the State, and providing for the establishment of levee or drainage districts for the purpose of enlarging or changing any natural water courses, and for digging ditches or canals for securing better drainage, or providing better outlets for drainage, for building levees or embankments and installing

tide gates or pumping plants for reclamation or overflowed and tidal lands, and prescribing a method for so doing, and providing for the assessment and collection of the costs and expenses of the same, and issuing and selling bonds therefor, and for the care and maintenance of such improvements, when constructed.

As amended by the substitute, was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

And the bill was ordered sent to the Senate without engrossment.

H. 798. For the relief of E. R. Bradford.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

And the bill was ordered sent to the Senate without engrossment.

S. 541. To divide the county of Marengo into four commissioners court districts; to provide for the election of one qualified elector residing in said district as county commissioner from said district, by the qualified electors of the entire county of Marengo.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:			
Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

H. 962. To establish boards of revenue in all counties having a population of not less than 47,041 and not more than 47,150, according to the Federal census of 1910, and to abolish the courts of county commissioners thereof, and to provide for the better working of the public roads of said counties.

Was read a third time at length and passed.

Yeas, 59; Nays, 1.

Yeas:

Messrs:			
Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Waddell
Collins	Hollis	Oakley	Whorton
Crump	Holmes (Baldwin)	Parker	Woodard
Dansby	Howle	Partridge	

—59

Nays:

Mr. Van de Graff—1.

H. 978. To provide for the payment of ex-officio fees to clerks of circuit courts in all counties of this State having at the last Federal census over fifty thousand inhabitants and under fifty-five thousand inhabitants.

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker
Alexander
Andrews
Arnold
Baker
Benners
Blunt
Brindley
Carnley
Clayton
Cliett
Cobbs
Collins
Crump
Dansby

Deese
Dickson
Dunaway
Edwards (Dallas)
Edwards (Pike)
Faulk
Gilbert
Graham (Clarke)
Hall (Henry)
Hale
Harrison
Hawkins
Hollis
Holmes (Baldwin)
Howle

Ingram
Jones (Escambia)
Jones (Montgomery)
Long (Sumter)
Longshore
Lynne
Mathews (Clarke)
Matthews (Wilcox)
Milford
Mitchell
McDonald
McLeod
Oakley
Parker
Partridge

Preston
Ross
Russell
Shaw
Sherrod
Smith
Sparks
Stewart
Stoddard
Tompkins
Tunstall
Van de Graff
Waddell
Whorton
Woodard

—60

H. 590 (with amendment). To regulate the office of tax collector in all counties of the State of Alabama which has a population of as much as 33,781 and not more than 33,800, according to the last Federal census and fix the compensation of such tax collectors and to provide for the payment thereof.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Revision of Laws, said amendment being as follows:

Amend Sec. 1 by striking out the numbers 32,020 and by adding in lieu thereof the numbers 33,781.

And the amendment was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker
Alexander
Andrews
Arnold
Baker
Benners
Blunt
Brindley

Carnley
Clayton
Cliett
Cobbs
Collins
Crump
Dansby
Deese

Dickson
Dunaway
Edwards (Dallas)
Edwards (Pike)
Faulk
Gilbert
Graham (Clarke)
Hall (Henry)

Hale
Harrison
Hawkins
Hollis
Holmes (Baldwin)
Howle
Ingram
Jones (Escambia)

Jones (Montgomery)	Mitchell	Ross	Stoddard
Long (Sumter)	McDonald	Russell	Tompkins
Longshore	McLeod	Shaw	Tunstall
Lynne	Oakley	Sherrod	Van de Graff
Mathews (Clarke)	Parker	Smith	Waddell
Matthews (Wilcox)	Partridge	Sparks	Whorton
Milford	Preston	Stewart	Woodard

—60

And the bill:

H. 590. To regulate the office of tax collector in all counties of the State of Alabama which has a population of as much as 33,781 and not more than 33,800, according to the last Federal census and fix the compensation of such tax collectors and to provide for the payment thereof.

As amended, was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

And the bill was ordered sent to the Senate without engrossment.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill:

S. 105. To appropriate the further sum of seventy-five hundred (\$7,500.00) dollars, or so much thereof as may be necessary, to pay for the transportation of troops of the Alabama National Guard that were heretofore and prior to September 29th, 1915, transported by railroad common carriers on the request or order of the governor or adjutant general of Alabama, reimbursement for which on account of the deficiency of the appropriation for that purpose as heretofore made by the act, approved September

29th, 1915, entitled, "An act, to appropriate the sum of seven thousand four hundred and fifty-six and seven one hundredths (\$7,456.07) dollars to pay for the transportation of troops of the Alabama National Guard heretofore transported by railroad common carriers on the request or order of the governor or adjutant general,' has not been made in full to said carriers.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee as follows:

Ways, Means and Appropriations: S. 105.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill:

S. 470. To provide a complete educational system for the State of Alabama; to provide a public school fund; to provide for the administration of the public schools and create a State board of education and prescribe its powers and duties; to create county and city boards of education, to define their respective powers and duties, to provide for the payment of their necessary expenses and equipment, including furniture; to provide for the holding of elections for the one mill county tax on each dollar of taxable property under the Constitution of 1901; to provide for the holding of elections for the county tax of three mills or less on each dollar of taxable property under the amendment to the Constitution of 1901; to provide for the holding of elections for the district tax of three mills or less on each dollar of taxable property, and to prescribe the method of holding such elections; to prescribe the duties and powers of the State superintendent of education and to fix his compensation; to provide for the organization of the State department of education; to provide for the appointment of county superintendents of education, to define their duties and powers and to provide for their compensation; to provide for boards of school trustees; to provide for the appointment of city superintendents of education, to define their duties and powers, and to provide for their compensation; to provide for supervisors of schools in the various counties and cities, to fix their duties and powers, and provide for their compensation; to provide for the use of a bonus fund for counties levying

and collecting a special county tax for school purposes, and to fix the amount in accordance with the rate of such special tax; to provide for a county treasurer of school funds; to provide for compulsory attendance upon the schools of the State within certain ages, to fix penalties, to provide for the appointment of attendance officers and to define their duties and fix their compensation and to provide the method of enforcing compulsory attendance within the ages prescribed; to provide for the certification of teachers, and to provide for the use of appropriations for the issuance of certificates and for the conduct of teachers' institutes, for the training of teachers in service, and provide the necessary clerical and other assistants; to provide financial assistance for the erection, repair and equipment of rural school-houses, and to prescribe the conditions under which such assistance may be obtained; to provide for the sale and conveyance of certain lands that have been conveyed to the State for school purposes; to provide for rural libraries throughout the State, including the method by which assistance may be obtained; to provide for vocational education and for the use of appropriations therefor; to provide for the removal of illiteracy among adults as well as among minors, and for the use of appropriations therefor; to provide uniform textbooks throughout the State and to authorize the creation of a State textbook committee and to define its powers and duties; to provide for county high schools and prescribe the conditions under which such county high schools may obtain assistance from the State, and to authorize such county high schools to receive financial assistance from county boards of revenue, boards of education, school districts or private sources; to provide for county high school treasurers, to fix their bonds and prescribe their powers and duties and to provide for the payment of the premiums upon their bonds; to provide for county treasurers of school funds, to fix their bonds and prescribe their powers and duties and to provide for the payment of the premiums upon their bonds; to provide for changing the name of the nine branch agricultural schools and experiment stations, or district agricultural schools, and of the Northeast Alabama Agricultural and Industrial Institute to State secondary agricultural schools, to provide for their management and control and for their continuance upon the meeting of certain requirements and for the use of appropriations therefor; to provide for certain State normal schools and for their control and management and for the use of appropriations therefor; to provide for the creation of the Alabama School of Trades and Industry and for its control and management; to provide for changing the name of the Agricultural and Mechanical College for Negroes to

Agricultural and Mechanical Institute for Negroes, and to provide for its management and control and for the use of appropriations therefor; to provide for changing the name of the school heretofore established at Montevallo as the Alabama Girls' Industrial School, later called the Alabama Girls' Technical Institute, to the name of the Alabama Technical Institute and College for Women; to create a board of trustees for such institute, to prescribe their powers and duties, their method of appointment, and length of service, and for the use of appropriations therefor; to provide for the management and control of the Alabama Polytechnic Institute, to define the powers and duties of the board of trustees, the method of appointment of such trustees, and for the use of appropriations to said institute; to provide for the management and control of the University of Alabama, to define the duties and powers of the trustees, the method of appointment of such trustees, and for the use of appropriations to the University; to provide for a summer school at the University of Alabama and for the use of appropriations therefor; to create a State council of education and to prescribe its powers and duties; to provide for the management and control of the Alabama institute for the deaf; of the Alabama academy for the blind, and of the Alabama school for negro deaf and blind, to create a board of trustees therefor and to provide for the method of their appointment and the length of service and for the use of appropriations therefor; to provide for the establishment and maintenance of the Alabama Boys' Industrial School, to provide for the management and control thereof, and for the appointment of a board of directors, to define their powers and duties and the method of committing boys thereto, and for the use of appropriations therefor; to provide for the maintenance and establishment of the Alabama School for Juvenile Negro Lawbreakers; to provide for the management and control thereof, and for the appointment of a board of directors, to define their powers and duties, and for the method of committing boys thereto, and for the use of appropriations for such school; to provide for the lease and sale of school lands in the State; to make certain requirements with reference to the bonds of officials and employees authorized under the provisions of this act; to require county and city boards of education to give regular instruction in all schools under their direction as to the nature of alcoholic drinks, tobacco and other narcotics; to require private, denominational and parochial schools to make reports; to provide penalties for the violation of the provisions of this act and to provide for the repeal of inconsistent laws enacted hereafter.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriated standing committee as follows:

Education: S. 470.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bill, and returns same herewith to the House:

H. 875. To authorize and empower the county of Marengo to issue its bonds, bearing interest at the rate of six per centum per annum, for the purpose of refunding its indebtedness, existing at the date of the approval of this act; to sell the same at not less than their face value; to regulate their issuance and sale, and to repeal all laws in conflict with this act, in so far as the said county is concerned.

W. F. Miller,
Secretary.

CERTIFICATE OF CLERK.

To the House of Representatives:

I hereby certify that the bills hereinafter mentioned were delivered to the executive department on the dates and hours named and that I hold the receipts of the executive department for same:

September 5th, 1919, 4:00 P. M.:

H. 787, H. 714, H. 687, H. 546, H. 402, H. 403.

September 10th, 1919, 12:35 P. M.:

H. 383.

September 10th, 1919, 3:40 P. M.:

H. 12, H. 366, H. 599, H. 625, H. 650, H. 707, H. 711, H. 729,
H. 788, H. 792, H. 720, H. 769.

Fred H. Gormley,
Clerk.

ADJOURNMENT.

On motion of Mr. Waddell, the House adjourned until Monday, September 15th, at 10 A. M.

FORTY-FIFTH DAY.

House of Representatives,
Monday, September 15th, 1919.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Mr. Bealle of the Senate.

ROLL CALL.

On a call of the roll of the House the following members answered to their names:

Messrs:			
Mr. Speaker	Dunaway	Johnson	Pittman
Adams	Edwards (Dallas)	Lawson	Preston
Albright	Edwards (Pike)	Lee (Butler)	Robertson
Allen	Ellis (Bullock)	Lee (Perry)	Ross
Andrews	Ellis (Elmore)	Lewis	Russell
Arnold	Faulk	Long (Butler)	Salter
Baker	Fletcher	Long (Sumter)	Seale
Barganier	Gilbert	Longshore	Shaw
Benners	Graham (Autauga)	Lynne	Sherrod
Blunt	Graham (Clarke)	Mathews (Clarke)	Simpson
Bracken	Guy	Matthews (Wilcox)	Smith
Brindley	Hall (Henry)	Milford	Sparks
Calvert	Hale	Mitchell	Stewart
Carnley	Hardaway	Moorer	Stoddard
Christian	Hare	Murphree	Tompkins
Christopher	Harrison	McDonald	Truss
Clayton	Hawkins	McLeod	Tunstall
Cliett	Holmes (Baldwin)	Oakley	Van de Graff
Cobbs	Holmes (Elmore)	Oliver	Waddell
Crump	Howle	Orr	Whorton
Dansby	Ingram	Parker	Williams
Deese	Jones (Escambia)	Partridge	Wilson
Dickson	Jones (Montgomery)	Peters	Woodard

—92

A quorum was present.

REPORT OF THE COMMITTEE ON THE REVISION OF THE JOURNAL.

Mr. Speaker:

We, your Committee on the Revision of the Journal, beg leave to report that we have examined the Journal of the forty-fourth day, and find the same to be correct.

W. H. Shaw,
Chairman.

The report of the committee was concurred in and the Journal for the forty-fourth day was approved.

RESOLUTIONS.

The following resolutions were introduced:

By Rules Committee:

H. R. 287. Resolved, that the House hold a session tonight, beginning at 8 o'clock.

And the rules were suspended and the resolution was adopted.

By Mr. Tunstall:

H. R. 288. Resolved, that Senate joint resolution No. 126 by Mr. Evins, to reject the suffrage amendment, be made a special, paramount, continuing order for next Wednesday, at 12 o'clock noon and take precedence over all other special orders, and that debate be limited to one hour, 30 minutes to each side, and at expiration of hour, a vote shall be taken.

And the rules were suspended and the resolution was adopted.

By Mr. Andrews:

H. R. 289. Resolved, that House bill No. 523 relating to boys and girls county and district fairs be made a special order for the forty-sixth legislative day.

And the rules were suspended and the resolution was adopted.

By Rules Committee:

H. R. 290. Resolved, that House bill No. 1125 be made a special, paramount and continuing order for the forty-sixth legislative day immediately after report of Committee on Revision of Journal.

And the rules were suspended and the resolution was adopted.

By Rules Committee:

H. R. 291. Resolved, that H. 940, White House bill, be made a special, continuing, paramount order for the forty-fifth legislative day.

And the rules were suspended and the resolution was adopted.

By Mr. Graham of Clarke:

H. R. 292. Resolved, that House bill No. 1035, authorizing divorce of one spouse when the other has been confined in an insane asylum for twenty years and is hopelessly insane, be made a special order for the forty-sixth legislative day and to be taken up immediately after the noon hour on that day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Dansby:

H. R. 293. Resolved by the members of the House, that Senate bill No. 521, to create the department of examiners of public ac-

counts, etc., be made a paramount, continuing order for the forty-sixth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Carnley:

H. R. 294. Resolved, that House bill No. 898 to amend sections 2, 10, 11, 12, 13, and 17 of the commercial feed stuff act, found on page 73 of calendar No. 42, be and the same is hereby made a paramount, continuing special order on the forty-sixth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Adams:

H. R. 295. Resolved, that House bill 1047 relating to an appropriation to rebuild the 9th district agricultural school, located at Blountsville, Ala., be made a special and continuing order for the forty-sixth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Benners:

H. R. 296. Resolved, that S. 531, by Mr. Acker (with substitute): Be made a paramount, continuing, special order for the afternoon session immediately after convening for the forty-seventh legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Benners:

H. R. 297. Resolved, that H. 450 be made a paramount, continuing, special order for the afternoon session immediately after convening for the forty-sixth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Jones of Montgomery:

H. R. 298. Resolved by the House, that H. 566, be made a special, paramount and continuing order for the forty-seventh legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Deese:

H. R. 299. Resolved by this House, that Senate bill No. 12, with substitute, be made a special, paramount and continuing order for the forty-seventh legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Long of Sumter:

H. R. 300. Resolved by the House, that House bill No. 523 be made a special, continuing, paramount order until disposed of, for the forty-seventh legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Lynne:

H. R. 301. Be it resolved by the House, that H. 1036, H. 1037, H. 562, and H. 560, be made special, paramount and continuing orders in the order named, for 12 o'clock M. in the forty-fifth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Dunaway:

H. R. 302. Resolved, that House bills 912, 157, 911 be made special, paramount, continuous orders for the next legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Rules Committee:

H. R. 303. Resolved, that S. 486 be made a special, continuing and paramount order for the forty-seventh legislative day.

And the rules were suspended and the resolution was adopted.

By Mr. Hare:

H. R. 304. Resolved by the House, that Senate bill 190, page 59 of the calendar, relating to submitting a constitutional amendment providing for the levy by counties and precincts of a special tax for road purposes.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Dickson:

H. R. 305. Resolved, that House bill No. 1020 be made a special order for the forty-seventh legislative day immediately after revision of the journal.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Dickson:

H. R. 306. Resolved, that Senate bill No. 366 be made a special order for the forty-eighth legislative day immediately after the revision of the journal.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Dickson:

H. R. 307. Resolved, that members of the House meet in Committee of the Whole tomorrow, Sept. 16, at 9 o'clock for the pur-

pose of considering Senate bill No. 470 known as the educational code.

And the rules were suspended and the resolution was adopted.
By Mr. Stoddard:

H. R. 308. Be it resolved by the House, that House bill number 368 "To make an appropriation for the support and maintenance of the Alabama tuberculosis commission," be made a special, paramount and continuing order for the forty-sixth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Dansby:

H. R. 309. Resolved, that Senate bill 548 entitled "An act to amend section 5869 of the Code of Alabama of 1907," and Senate bill 549 entitled "An act to regulate costs, charges and fees in trials before the county courts and to provide for the collection thereof; to fix the salaries of judges of the county courts and to provide for their payment; to provide for clerks of the county court and to regulate their compensation," be each made paramount, continuing, special orders for the next legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Dansby:

H. R. 310. Resolved, that Senate bill number 306, optometry bill, be made a special, continuing, paramount order for the forty-sixth legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Mr. Smith:

H. R. 311. Resolved by the House, that Senate bill 453 be made a special order for the forty-seventh legislative day.

And the resolution was referred to the Standing Committee on Rules.

By Rules Committee:

H. R. 312. Resolved by the House, that House bill No. 1034, relating to the sale of certain agricultural seeds in the State of Alabama, be made a special, continuing, paramount order until disposed of, for the forty-seventh legislative day.

And the resolution was referred to the Rules Committee.

By Rules Committee:

H. R. 313. Resolved by the House, that House bill No. 898, to amend certain sections of act relating to the manufacture and sale of commercial feeding stuffs be made a special, continuing, paramount order until disposed of, for the forty-seventh legislative day.

And the resolution was referred to the Rules Committee.

By Rules Committee:

H. R. 314. Resolved by the House, that House bill No. 991, relating to the registration, branding, sale, tagging and analysis of commercial fertilizers, be made a special, continuing, paramount order until disposed of, for the forty-seventh legislative day.

And the resolution was referred to the Rules Committee.

H. R. 315. Resolved, that H. 894. To compel railroad companies and all electric railway companies or other companies or persons operating railroads in the State of Alabama to put and keep the approaches and crossings of public road crossings of such company railroad tracks in proper repair, be made a special, order for the forty-sixth legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Arnold:

H. R. 316. Resolved, that H. bill 611 be made a special order for the forty-sixth legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Arnold:

H. R. 317. Resolved, that H. 656 be made a special order for the forty-sixth legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Arnold:

H. R. 318. Resolved, that H. bill No. 700 be made a special order for the forty-sixth legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Arnold:

H. R. 319. Resolved, that H. 655 be made a special order for the forty-sixth legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Arnold:

H. R. 320. Resolved, that H. bill 960 be made a special order for the forty-sixth legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Arnold:

H. R. 321. Resolved, that H. 658 be made a special order for forty-sixth legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Cobbs:

H. R. 322. Resolved, that H. No. 878 be made a special, continuing and paramount order for the forty-sixth legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Cobbs:

H. R. 323. Resolved, that House bill 520 be made a special, continuing, paramount order for the forty-sixth legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Cobbs:

H. R. 324. Resolved, that Senate bill No. 585 be made a special, continuing, paramount order for the forty-sixth legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Jones of Montgomery:

H. R. 325. Resolved, that Senate bill No. 486 be made a special, paramount and continuing order for the forty-sixth legislative day immediately after reading report of Committee on Revision of Journal.

And the resolution was referred to the Rules Committee.

By Mr. Stoddard:

H. R. 326. Be it resolved by the House, that Senate bill No. 207 be made a special, continuing and paramount order for the forty-sixth legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Wilson:

H. R. 324. Whereas, the Senate of Alabama voted to increase the appropriation to the rural schools, normal and high schools and the House has voted an increase in the salaries of the chief executive judges of supreme court, appellate court, and circuit judges, therefore

Be it resolved, by the House, that it is the sense of the House that no bill carrying an appropriation be passed by this House until Senate bill No. 12 providing for increased pensions to the old Confederate soldiers and sailors, and their widows be passed by this House.

And the resolution was referred to the Rules Committee.

By Mr. Preston:

H. J. R. 328. Whereas, the soldiers, sailors and marines of the State of Alabama had an honorable and glorious part in the recent world war; and

Whereas, the army of the United States of America captured many cannon from the enemy during said war; and

Whereas, the people of the State of Alabama desire to have some of the trophies that were captured by the army of the United States, in which our brave soldiers of Alabama played such an active part;

Now therefore, be it resolved, that our Senators and Representatives in Congress be and the same are hereby memorialized to use their influence to secure such action or legislation as will

result in the gift from the war department of the United States to the people of Alabama one large German war cannon captured in engagements, in which Alabama soldiers participated so gallantly, to be permanently placed in front of the capitol on the capitol grounds at Montgomery; and

Be it further resolved, that a copy of this memorial be sent to the Senators and Representatives in Congress from the State of Alabama.

And the resolution was adopted.

By Mr. Faulk:

H. R. 329. Resolved by the House, that on and after the next legislative day the House consider for passage only bills originating in the House until such bills of the calendar are disposed of.

And the resolution was adopted.

REPORT OF RULES COMMITTEE.

Mr. Tompkins, acting chairman of the Rules Committee, reported that said committee, in session, had acted on the following resolutions, and returned to the House with a favorable report:

By Mr. Ross:

H. R. 280. Resolved, that House bill No. 211 be a special and continuing order for the forty-fifth legislative day.

And the resolution was adopted.

By Mr. Baker:

H. R. 276. Be it resolved by the House, that H. 378 be made a special order for the next legislative day.

And the resolution was adopted.

By Mr. Holmes of Baldwin:

H. R. 273. Resolved, that H. 765 be made a special, continuous and paramount order for the forty-fifth legislative day.

And the resolution was adopted.

By Mr. Orr:

H. R. 272. Resolved by the House, that H. 656 be made a special, continuing, paramount order for the forty-sixth legislative day.

And the resolution was adopted.

By Mr. Van de Graaff:

H. R. 271. Be it resolved by the House of Representatives, that House bill No. 524 be made a special order for the forty-fifth legislative day.

And the resolution was adopted.

By Mr. Austin:

H. R. 266. Resolved, that House bill No. 202 be made a special and continuing order for the forty-sixth legislative day.

And the resolution was adopted.

By Mr. Carnley:

H. R. 232. Resolved, that H. 862 be made a special and continuing order on the next legislative day.

And the resolution was adopted.

By Mr. Harrison:

H. R. 242. Resolved by the House, that House bill 540 be made a special, paramount, continuing order for the forty-fourth legislative day.

And the resolution was adopted.

By Mr. Shaw:

H. R. 237. Resolved by the House, that House bill 842 be made a special, continuing, paramount order for the forty-fifth legislative day.

And the resolution was adopted.

BILLS REPORTED FAVORABLY.

Mr. Merritt, chairman of the Standing Committee on Rules, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 677. To amend section 21 of an act entitled "An act to regulate primary elections in the State of Alabama," approved July 17, 1915.

H. 679. To amend section 17 of an act entitled an act to provide for the assessment, valuation and equalization of values of real and personal property for taxation, and for this purpose to create a State board of equalization, to prescribe the powers and duties of said board, to create a board of equalization for each county, and to prescribe the powers and duties of said boards, to provide for the collection of taxes, the sale of property for taxes, and the redemption from such sales, to further provide for the general revenues, abolish the State tax commission, and to transfer all its powers, authority and jurisdiction, and all proceedings pending for assessment and collection of taxes, and to repeal all laws in conflict with this act.

H. 680. To collect poll taxes for the fiscal year from women in Alabama.

H. 678. To amend section 290 of the Code of Alabama of 1907.

Mr. Brindley, chairman of the Standing Committee on Municipal Organization, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with amendment:

S. 508 (with amendment). To authorize and empower cities and towns of the State of Alabama having any streets paved with other material than macadam, when deemed necessary by the governing bodies of such cities and towns, to resurface or add to the surface of such paving without removing the entire wearing surface of the existing pavement; and to assess the cost thereof against the abutting property.

Mr. Andrews, chairman of the Standing Committee on Banking and Insurance, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with substitute:

H. 452 (with substitute). Authorizing a bank to pay the deposit of a deceased depositor to the widow, or husband, or heirs of the deceased, where the deposit does not exceed one thousand (\$1,000.00) dollars, after the lapse of sixty (60) days from the death of the deceased.

Mr. Andrews, chairman of the Standing Committee on Banking and Insurance, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with substitute:

H. 577 (with substitute). To further prescribe the qualifications and duties of directors of banks and trust companies doing a banking business in this State.

Mr. Andrews, chairman of the Standing Committee on Banking and Insurance, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report:

S. 453. To authorize the extension of the corporate existence of banking corporations organized under or chartered by any special act of the Legislature and to provide the method of making such extension.

Mr. Dickson, chairman of the Standing Committee on Education, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with amendment:

S. 470 (with amendment). To provide a complete educational system for the State of Alabama; to provide a public school fund; to provide for the administration of the public schools and create a State board of education and prescribe its powers and duties; to create county and city boards of education, to define their respective powers and duties, to provide for the payment of their necessary expenses and equipment, including

furniture; to provide for the holding of elections for the one mill county tax on each dollar of taxable property under the Constitution of 1901; to provide for the holding of elections for the county tax of three mills or less on each dollar of taxable property under the amendment to the Constitution of 1901; to provide for the holding of elections for the district tax of three mills or less on each dollar of taxable property, and to prescribe the method of holding such elections; to prescribe the duties and powers of the State superintendent of education and to fix his compensation; to provide for the organization of the State department of education; to provide for the appointment of county superintendents of education, to define their duties and powers and to provide for their compensation; to provide for boards of school trustees; to provide for the appointment of city superintendents of education, to define their duties and powers, and to provide for their compensation; to provide for superintendents of schools in the various counties and cities, to fix their duties and powers, and provide for their compensation; to provide for the use of a bonus fund for counties levying and collecting a special county tax for school purposes, and to fix the amount in accordance with the rate of such special tax; to provide for a county treasurer of school funds; to provide for compulsory attendance upon the schools of the State within certain ages, to fix penalties, to provide for the appointment of attendance officers and to define their duties and fix their compensation and to provide the method of enforcing compulsory attendance within the ages prescribed; to provide for the certification of teachers, and to provide for the use of appropriations for the issuance of certificates and for the conduct of teachers' institutes, for the training of teachers in service, and provide the necessary clerical and other assistants; to provide financial assistance for the erection, repair and equipment of rural schoolhouses, and to prescribe the conditions under which such assistance may be obtained; to provide for the sale and conveyance of certain lands that have been conveyed to the State for school purposes; to provide for rural libraries throughout the State, including the method by which assistance may be obtained; to provide for vocational education and for the use of appropriations therefor; to provide for the removal of illiteracy among adults as well as among minors, and for the use of appropriations therefor; to provide uniform textbooks throughout the State and to authorize the creation of a State textbook committee and to define its powers and duties; to provide for county high schools and prescribe the conditions under which such county high schools may obtain assistance from the State, and to authorize such county high schools to receive financial assistance

from county boards of revenue, boards of education, school districts or private sources; to provide for county high school treasurers, to fix their bonds and prescribe their powers and duties and to provide for the payment of the premiums upon their bonds; to provide for county treasurers of school funds, to fix their bonds and prescribe their powers and duties and to provide for the payment of the premiums upon their bonds; to provide for changing the name of the nine branch agricultural schools and experiment stations, or district agricultural schools, and of the Northeast Alabama Agricultural and Industrial Institute to State secondary agricultural schools; to provide for their management and control and for their continuance upon the meeting of certain requirements and for the use of appropriations therefor; to provide for certain State normal schools and for their control and management and for the use of appropriations therefor; to provide for the creation of the Alabama School of Trades and Industry and for its control and management; to provide for changing the name of the Agricultural and Mechanical College for Negroes to Agricultural and Mechanical Institute for Negroes, and to provide for its management and control and for the use of appropriations therefor; to provide for changing the name of the school heretofore established at Montevallo as the Alabama Girls' Industrial School, later called the Alabama Girls' Technical Institute, to the name of the Alabama Technical Institute and College for Women; to create a board of trustees for each institute, to prescribe their powers and duties, their method of appointment, and length of service, and for the use of appropriations therefor; to provide for the management and control of the Alabama Polytechnic Institute, to define the powers and duties of the board of trustees, the method of appointment of such trustees, and for the use of appropriations to said institute; to provide for the management and control of the University of Alabama, to define the duties and powers of the trustees, the method of appointment of such trustees, and for the use of appropriations to the University; to provide for a summer school at the University of Alabama and for the use of appropriations therefor; to create a State council of education and to prescribe its powers and duties; to provide for the management and control of the Alabama Institute for the Deaf; of the Alabama Academy for the Blind, and of the Alabama School for Negro Deaf and Blind, to create a board of trustees therefor and to provide for the method of their appointment and the length of service and for the use of appropriations therefor; to provide for the establishment and maintenance of the Alabama Boys' Industrial School, to provide for the management and control thereof,

and for the appointment of a board of directors, to define their powers and duties and the method of committing boys thereto, and for the use of appropriations therefor; to provide for the maintenance and establishment of the Alabama school for Juvenile Negro Lawbreakers; to provide for the management and control thereof, and for the appointment of a board of directors, to define their powers and duties, and for the method of committing boys thereto, and for the use of appropriations for such school; to provide for the lease and sale of school lands in the State; to make certain requirements with reference to the bonds of officials and employees authorized under the provisions of this act; to require county and city boards of education to give regular instruction in all schools under their direction as to the nature of alcoholic drinks, tobacco and other narcotics; to require private, denominational and parochial schools to make reports; to provide penalties for the violation of the provisions of this act and to provide for the repeal of inconsistent laws enacted hereafter.

Mr. Lynne, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report:

H. 1066. To alter, extend or re-arrange the boundary lines of the corporate limits of the town of Brighton, Alabama.

H. 1067. To establish a board of revenue for Madison county, and to abolish the court of county commissioners thereof, and to provide for the better working of the public roads of said county.

H. 1122. To limit the number of days for which members of the court of county commissioners of any county, whose population by the last Federal census was over 30,800 and under 30,815, may be paid for services as members of said court, for mileage in going to and from said court, for their services rendered in the discharge of their duties in letting out, inspecting and accepting, building or repairing of any county bridges or county buildings or works, and mileage necessarily traveled by them in so doing, during any one year or part of a year; and to repeal all laws and parts of laws in conflict with the provisions of this act in so far as counties whose population by the last Federal census was over 30,800 and under 30,815 are concerned.

Mr. Lynne, acting chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report:

S. 206. To amend sections 3, 4, and 5 of an act entitled "An act to create a State harbor commission to be known as the

'State harbor commission,' define its jurisdiction, powers and duties and prescribe the mode of procedure and penalties for violation of this act, and to repeal all laws in conflict therewith." Approved September 25, 1915.

H. 1068. To vacate the dedication of all streets, roads, avenues and alleys through, over, on or across the following described property, situated in the county of Montgomery and State of Alabama, to-wit: Beginning at the half mile corner in the center of section ten (10), township sixteen (16), range seventeen (17); thence west twenty-one hundred forty-five (2,145) feet to the right of way of the Mobile & Ohio railroad; thence along said railroad right of way north forty (40°) degrees thirty (30') minutes west twenty-eight hundred two (2,802) feet; thence and continue with said railroad right of way north forty-two and one-half (42½°) degrees west one hundred ninety-four (194) feet to a stake; thence north forty-nine (49°) degrees thirty (30') minutes east twelve hundred forty-three (1,243) feet; thence north seventy-two and one-half (72½°) degrees east nine hundred sixty-two (962) feet to the Washington Ferry road; thence along the west side of said road south fifty-three and one-half (53½°) degrees east nine hundred (900) feet; thence and continue with said road south forty-five and one-half (45½°) degrees east two hundred twenty-five (225) feet; thence and continue with said road south thirty-nine (39°) degrees thirty (30') minutes east five hundred (500) feet; thence and continue with said road south thirty (30') minutes east one hundred one (101) feet; thence and continue with said road south sixteen (16°) degrees east five hundred (500) feet; thence and continue with said road south thirty (30') minutes east five hundred (500) feet; thence and continue with said road south twenty (20°) degrees east one hundred eighty (180) feet; thence and continue with said road south twenty-seven (27°) degrees east eighty-nine (89) feet to a stake; thence south one (1°) degree west five hundred eighty-one (581) feet to a stake; thence east three hundred seventy-seven (377) feet to a stake; thence south along the half section line five hundred eighty-seven (587) feet and to a point three hundred seventy-three (373) feet north of the said center of section ten (10); thence south fifty-seven and one-half (57½°) degrees east ninety-four (94) feet; thence south eighty-six (86°) degrees east eight hundred nineteen (819) feet; thence south fifteen (15°) degrees east two hundred sixty-four (264) feet to a stake; thence west forty-one (41) feet; thence south fifteen (15°) degrees east two thousand sixty-five (2,065) feet to the Selma road, thence along said road south seventy-five (75°) degrees west five hundred seven (507) feet;

thence south fifty-four (54°) degrees west one hundred forty-two (142) feet along the said road, thence and continue with said Selma road south forty-four (44°) degrees west five hundred forty-three (543) feet to the intersection of the right of way of the Mobile & Ohio railroad; thence along and with the curvature of said railroad right of way north seventy-two (72°) degrees west two hundred seventy (270) feet; thence and continue with said railroad right of way north sixty-five and one-half (65½°) degrees west two hundred forty-five (245) feet to the half section line dividing section ten (10); thence north along said half section line twenty-four hundred twenty (2,420) feet to the center of section ten (10), township sixteen (16), range seventeen (17), the said point of beginning.

Mr. Lynne, acting chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report with amendment:

S. 593 (with amendment). To provide and submit to the qualified electors of the State of Alabama at an election to be held on the first Monday after the expiration of three months from and after the final adjournment of the present session of the Legislature at which this amendment is proposed, an amendment to the Constitution of the State of Alabama, whereby the following municipal corporations, Birmingham, Bessemer, Huntsville, Florence, Selma, Anniston, Athens, Jacksonville, Auburn, Fairfield, and Carbon Hill, Mobile and LaFayette, in the State of Alabama, may levy and collect a rate of taxation on the property situated therein not exceeding in the total in any one year one and one-half per centum of the value of such property as assessed, as provided by the Constitution and statutes now or hereafter enacted pursuant to the Constitution; provided, that the total rate of taxation levied by such municipal corporations shall not in any one year exceed one (1) per centum, unless the rate in excess thereof shall have been submitted to and authorized by ballot by the qualified electors of such municipal corporations, respectively, at elections to be held by them from time to time, for such purposes and to provide for such elections.

Mr. Lynne, acting chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report:

H. 1125. To amend subdivision 84 of section 361 of an act to provide for the general revenue of the State of Alabama, approved Sept. 10th, 1919.

H. 901. To subject the compensation of all public employees to garnishment and to regulate the practice and procedure in such cases.

H. 608. To amend section 4196 of the Code of Alabama.

H. 1022. To provide for the payment of sundry and incidental expenses of the sheriff's office in counties in this State having a sheriff serving on a salary basis, or which may hereafter have a sheriff serving on a salary basis, and to provide for an accounting by the sheriff of money received by him under this act.

S. 395. To change the amount, or fix the amount, of the salary or compensation to be paid to the county treasurer of any county of the State, having a population of eighty thousand or over according to the last or any succeeding Federal census; to provide the method and manner of its payment; and to repeal all laws or parts of laws, general, local or special in conflict with this act.

S. 585. To submit to the qualified voters of the State an amendment to section 93 of the Constitution of the State.

Mr. Dunaway, chairman of the Standing Committee on Ways, Means and Appropriations, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report:

S. 566. To establish a school at Eufaula, Alabama, to be known as the Southeast Alabama Industrial School, to provide for its management and to make an appropriation therefor.

H. 911. To make an appropriation for the control and eradication of tuberculosis, hog cholera and all other infectious and contagious animal diseases and the materials or things that may spread or carry the cause of such diseases of live stock.

H. 157. To provide for extension work in agriculture and home economics by giving instruction to men, women and young people in the several counties in Alabama, by continuing and improving farm demonstration work, by organizing marketing clubs, by organizing and supervising boys' corn and pig clubs, girls' canning clubs, women's clubs in home economics and by conducting other extension work through other means, all with a view to making farm life more profitable and attractive; to secure for Alabama the full amount of the funds conditionally appropriated by Congress under the Smith-Lever extension act for extension work in agriculture and home economics; and to make appropriations for these purposes.

H. 912. To make an appropriation for tick eradication.

H. 1088. To amend section 5982 Code 1907.

H. 815. To provide clerical assistance for tax assessors in all counties in Alabama having a population of not exceeding 30,000 according to the Federal census of 1910, and to provide for such clerical assistance.

H. 882. To appropriate the sum of fourteen thousand and eighty (\$14,080.00) dollars to be paid to Thomas M. Henry, as executor of the last will and testament of Evan J. Henry, deceased, in payment of unpaid interest due on the following bonds of the State of Alabama: Series of 1865, Act of Dec. 15th, Nos. 20, 21 and 22 for \$500 each; Series of 1865, Act of Dec. 15th, Nos. 425, 563, for \$1,000 each; Series of 1868, Act of Aug. 12th, Nos. 304, 306, 309, 310, 311, 312, 389, 854, 874 for \$500 each.

H. 1090. To amend section 52 of the Code of Alabama of 1907.

H. 1105. To amend section 1952 of the Code of Alabama of 1907.

H. 1106. To amend sections 1941 and 1942 of the Code of Alabama of 1907.

H. 1093. To make an appropriation to the public schools.

H. 1063. To provide for the relief of H. W. Slaughter, to appropriate out of the general funds of the State of Alabama, the sum of sixty-eight dollars (\$68.00) to be paid to H. W. Slaughter.

H. 1121. To amend section 692 of the Code of Alabama. (Making appropriation for the maintenance of the geological survey.)

H. 1052. To amend section 1780 of the Code of Alabama of 1907.

H. 1113. To amend section 8 of an act "To provide for the acceptance of the benefits of an act by the Senate and House of Representatives of the United States of America in Congress assembled, to provide for the promotion of vocational education; to provide for the appointment of a State board of vocational education; and to provide for the duties thereof; and to make appropriations for vocational education," approved February 15, 1919.

H. 1091. To amend section 79 of the Code of Alabama of 1907.

H. 1044. For the relief of W. J. Richardson, sheriff of Pickens county, Alabama, to pay him the sum of \$177.07 due him by the State of Alabama for extraordinary expenses incurred in the extradition of Charley Carpenter from Muskogee, Oklahoma, under authority from the governor of Alabama dated December 16, 1918.

H. 1112. To provide for changing the name and for making an appropriation to the Huntsville State normal and industrial school, to be known as the agricultural and mechanical college for negroes.

H. 1092. To amend section 5992, Code 1907.

H. 1082. To provide for the creation, equipment and maintenance of a poultry division as a part of the animal husbandry department of the Alabama Polytechnic Institute and Experiment Station; for the purpose of conducting experiments and demonstrations to determine the best breeds, methods of housing, feeding and marketing of poultry; for giving the students in agriculture adequate and necessary instructions in poultry husbandry; to make appropriations for these purposes and to prescribe the method of drawing and spending same.

H. 1079. To fix salary of the judge of the county court in all counties having a population of not less than twenty-eight thousand six hundred and seventy (28,670) and not more than twenty-eight thousand seven hundred and twenty (28,720) according to the Federal census of 1910 and provide for the payment of the same.

H. 1107. To amend section 1946 of the Code of Alabama of 1907.

S. 530. To make an appropriation for the relief of John W. Abercrombie.

H. 1084. To provide for the purchase or condemnation of a site and the erection of a building thereon for a pasteur institute and laboratory and the purchase of necessary or proper equipment therefor and to make appropriation for such purposes.

H. 1095. To appropriate the sum of \$7,500.00 to supplement a fund of \$15,000.00 to be raised by the citizens of Blountsville to rebuild the ninth district agricultural school building recently destroyed by fire.

S. 350. To create the Alabama art commission, and to prescribe its powers and duties.

H. 1057. To appropriate \$186.08 to be paid to Montgomery Fair, a corporation, in payment of debts due said corporation by the State of Alabama, for supplies, contracted prior to January 1, 1915 by the following departments, for the following amounts: Convict department, \$7.20; Department of agriculture, \$7.96; Department of immigration, \$9.00; Court of Appeals, \$30.17; Maintenance department, \$131.75.

H. 922. To provide for the payment of all claims now legally registered against the fine and forfeiture fund, or that may be hereafter legally registered against the fine and forfeiture fund, under existing laws, in counties having a population of two hun-

dred thousand or more, according to the last or any subsequent Federal census; and to authorize the payment of such claims out of the general funds of the county.

S. 322. To appropriate the sum of four hundred and twenty-five dollars for the relief of the Rev. J. E. Deer, of Escambia county, Alabama, for services rendered as chaplain at State convict camps.

H. 410. For the relief of H. C. Davidson, trustee for Camp Lomax, United Confederate Veterans, and to require the county's proportion of the license money paid by said H. C. Davidson, as said trustee, in March 1917, to be refunded by the treasurer of Montgomery county, or the person or corporation acting as such treasurer, and requiring the auditor of the State of Alabama to draw his warrant, for the amount or proportion of said license money which the State received, in favor of said H. C. Davidson, trustee, the total being \$120.00.

H. 1055. To appropriate the sum of one thousand dollars out of the State treasury to pay the unpaid salary of the president of the oyster commission of the State of Alabama.

H. 799. To provide for the distribution of money recovered by the State from the loss of public funds.

H. 1094. To amend section 1780 of the Code of Alabama of 1907.

H. 1050. To provide for the establishment of libraries in the rural, town and village schools of Alabama, to make appropriation therefor, to provide for their maintenance and for their improvement, to authorize the commissioners' court or the board of revenue of the several counties to make an appropriation for the establishment and support of said libraries, and to provide rules and regulations under which said libraries shall be established and maintained.

H. 1108. To make appropriations to the Alabama Boys' Industrial School.

H. 1111. To provide for appropriation to the Alabama School of Trades and Industries at Ragland.

H. 1114. To change the name of each of the nine branch district agricultural schools and experiment stations and to make appropriations for their maintenance and support.

H. 1074. To make appropriation to the Alabama Girls' Technical Institute.

H. 1118. To make appropriations to the State normal schools for white teachers located at Florence, Jacksonville, Livingston, Troy, Daphne and Moundville.

H. 1117. To make an appropriation for the State normal school for colored teachers located at Montgomery.

H. 1083. To appropriate the further sum of seventy-five hundred (\$7,500.00) dollars, or so much thereof as may be necessary to pay for the transportation of troops of the Alabama National Guard that were heretofore, and prior to September 29th, 1915, transported by railroad common carriers on the request or order of the governor or adjutant general of Alabama, reimbursement for which, on account of the deficiency of the appropriation for that purpose as heretofore made by the act, approved September 29th, 1915, entitled "An act to appropriate the sum of seven thousand, four hundred and fifty-six and seven one-hundredths (\$7,456.07) dollars to pay for the transportation of troops of the Alabama National Guard heretofore transported by railroad common carriers on the request or order of the governor or adjutant general," has not been made in full to said carriers.

H. 1116. To make an appropriation to Tuskegee Normal and Industrial Institute.

H. 1051. To make an appropriation to the State board of education.

H. 854. To make an appropriation for the relief of John W. Abercrombie.

S. 105. To appropriate the further sum of seventy-five hundred (\$7,500.00) dollars, or so much thereof as may be necessary to pay for the transportation of troops of the Alabama National Guard that were heretofore, and prior to September 29th, 1915, transported by railroad common carriers on the request or order of the governor or adjutant general of Alabama, reimbursement for which, on account of the deficiency of the appropriation for that purpose as heretofore made by the act, approved September 29th, 1915, entitled "An act, to appropriate the sum of seven thousand, four hundred and fifty-six and seven one-hundredths (\$7,456.07) dollars to pay for the transportation of troops of the Alabama National Guard heretofore transported by railroad common carriers on the request or order of the governor or adjutant general," has not been made in full to said carriers.

H. 1109. To provide for making appropriations to the Alabama Polytechnic Institute.

H. 904. For the relief of J. S. Ward and R. H. Wood.

H. 1115. To make appropriations to the State department of Education.

H. 1110. To make appropriations to the University of Alabama.

H. 1104. To make an appropriation to the Alabama illiteracy commission or to the State board of education, if created, for the removal of illiteracy in Alabama.

H. 1103. To make an appropriation for the establishment of libraries in the rural, village and town schools of Alabama.

H. 754. To make an appropriation of one hundred and eight dollars and eight cents (\$108.08) to pay J. C. Lewis for lumber and materials for the erection of shelving in the basement of the south wing of the State capitol.

H. 1097. To make an appropriation for the erection, repair and equipment of rural schoolhouses.

H. 1099. To make an appropriation for the maintenance and supervision of county high schools.

H. 1101. To make appropriations to the Alabama Girls Technical Institute.

H. 1102. To amend an act entitled an act "To create and establish a reform school for the training of juvenile negro law-breakers at Mt. Meigs, Alabama; to make appropriations for the purpose, and accept by donation all such lands and buildings as are needful therefor; to create a board of trustees, and to provide for the suitable management of said institution." Approved April 24, 1911.

H. 1096. To make appropriation for the maintenance and support of the State training school for girls, and for the erection and equipment of buildings and furniture and equipment therefor.

H. 903. For the relief of Robert Thrasher.

H. 1100. To change the name of the Northeast Alabama Agricultural and Industrial Institute at Lineville and to make an appropriation for its maintenance and support.

H. 1119. To make an appropriation for the benefit of those counties that may be levying and collecting a special county school tax during any fiscal year, and to provide for the expenditure of the funds set apart for any county by the county board of education.

H. 1053. To make appropriations to the State department of education.

H. 1086. To fix the compensation of the several State executive officers, officers of departments and boards, subordinate officers, clerks, watchmen and capitol servants.

H. 1085. To make appropriations for the ordinary expenses for the executive, legislative and judicial departments of the State, for the interest on the public debt and for the public schools.

H. 1087. To amend an act to provide a stenographer for the supreme court reporter, to fix the salary of same and to make appropriations to pay such salary, approved April 24, 1911 (Acts 1911, p. 723).

S. 230. To fix the amount of ex-officio fees of sheriffs in all counties having a population of more than 37,900 and less than

38,000 according to the 1910 Federal census or any subsequent census where the assessed value of real and personal property in such counties exceeds ten million dollars and to provide for the payment of the same.

S. 197. To regulate and prescribe the sale of gasoline, benzine, naphtha, and other liquid motor fuels, in this State, and to provide for the enforcement of this act.

S. 538. To prohibit the levy or collection, in counties of not less than twenty-one thousand six hundred and eight (21,608) nor more than twenty-one thousand six hundred and forty (21,640) population according to the Federal census of 1910, or of any subsequent census, of any license or privilege tax or fee on any wagon used exclusively in connection with the cultivation of farms or the marketing of the products of the farm or forest occupied as owner or tenant by the owner of such wagon.

S. 509. For the relief of Rev. J. M. Johnson.

S. 232. To fix the amount of ex-officio fees of clerks of the circuit court in all counties having a population of more than 37,900 and less than 38,000 according to the 1910 Federal census, or any subsequent census, where the assessed value of real and personal property in such counties exceeds the sum of ten million dollars and to provide for the payment of the same.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report:

H: 1073. To authorize the courts of county commissioners, boards of revenue, or like officers of each county of the State of Alabama, to pay for the improvements or constructing of public roads, public highways, bridges, crossways, culverts, viaducts or other public improvements which may have been heretofore ordered made by such court of county commissioners, board of revenue, or within any municipality within their county, and which remains unpaid because such court of county commissioners, board of revenue, or like officers had no authority to order such improvements, or for any other reason.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report, with substitute:

H. 843 (with substitute). Relating to cold storage and refrigerating warehouses and places, and the sale or disposition of the food kept or preserved therein.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

S. 521. To create the department of examiners of accounts, to prescribe its powers, duties and functions, provide for the appointment of a chief examiner and assistant examiners, to regulate the duties and compensation of such officials, and to provide clerical help for said department.

H. 1120. To create the office of county law librarian, to prescribe his duties and to fix his compensation.

H. 986. To establish inferior courts in lieu of all justices of the peace and notaries public with power of justice of the peace in precincts lying within or partly within the county seats of all counties, in the State of Alabama having a population of not less than 26,800 and not exceeding 26,900 according to the Federal census of 1910; provided said county seats have a population of 1,500 or more according to Federal census of 1910; to define jurisdiction and powers of said courts and judges and officers thereof and to provide for a place of holding said court, terms and salaries of the judge and officers of said court and the manner of their appointment or election and the payment of their salaries.

S. 262. To provide for the payment of expenses for automobiles for the use of sheriffs in the discharge of their duties as such, in counties of not less than 30,815 nor more than 30,915 population, according to the Federal census of 1910, or according to any subsequent Federal census.

S. 346. To authorize sheriffs of counties having a population of not less than 30,815 nor more than 30,915, according to the Federal census of 1910, to employ jailors, and to prescribe their duties and fix their salaries.

S. 589. To establish inferior courts in lieu of all justices of the peace and notaries public with power of justice of the peace in precincts lying within or partly within the county seats of all counties in the State of Alabama, having a population of not less than 26,800 and not exceeding 26,900 according to the Federal census of 1910; or any subsequent Federal census; provided said county seats have a population of 1,500 or more according to the Federal census of 1910, or any subsequent Federal census; to define jurisdiction and powers of said courts and judges and officers thereof and to provide for a place of holding said courts, terms and salaries of the judges and officers of said courts and the manner of their appointment or election and the payment of their salaries.

Mr. Dunaway, chairman of the Standing Committee on Ways, Means and Appropriations, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report:

H. 1078. To provide for the relief of B. Ivey Burt, and to make an appropriation therefor.

H. 850. For the relief of J. N. Varner of Conecuh county, Alabama, appropriating to him one hundred forty dollars (\$140.00) out of any funds in the State treasury not otherwise appropriated on account of his name being wrongfully stricken from the pension roll as a Confederate veteran.

Mr. Dunaway, chairman of the Standing Committee on Ways, Means and Appropriations, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report, with amendment:

H. 592 (with amendment). To make an appropriation of five thousand dollars (5,000) for the better equipment, enlargement, improvement and repairing of the Morgan county high school and to pay and re-imburse a local building committee, appointed by the county board of education of Morgan county for such school, for all moneys paid out in construction, equipment and improvements to be made on same.

Mr. Dunaway, chairman of the Standing Committee on Ways, Means and Appropriations, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report:

S. 199. To create the office of county treasurer in all counties in this State which now have, or which may hereafter have a population of twenty-one thousand four hundred and twenty-five people and not exceeding twenty-one thousand four hundred and fifty people, according to the last Federal census, or any such census which may hereafter be taken; to provide for the appointment of a county treasurer in each of such counties to hold office until the first Monday after the second Tuesday in January, 1921, and to provide for the election of a county treasurer in such counties by the qualified electors thereof at the general election in 1920, and every fourth year thereafter; to prescribe the qualifications and duties of such county treasurers, to fix their compensation and how the same shall be paid.

H. 1089. To amend section 5993, Code 1907, as amended by an act approved November 23, 1907.

H. 819. For the relief of A. P. White, Sr., ex-sheriff of Dale county, Alabama, for the paying of the expense of a guard to the state of Florida for bringing back one Marvin Gissendannah,

charged with assault with intent to murder in the circuit court of Dale county, Alabama, for which he was convicted and sent to the penitentiary for 15 years.

S. 557. To authorize the commissioners' court of Conecuh county, Alabama, to pay out of the general fund of said county to the tax assessor of said county, the sum of six hundred dollars per annum for extra assistance in his said office.

H. 955. To provide for the relief of L. F. Jackson and to authorize the payment to him of the sum of one hundred dollars out of the fine and forfeiture fund of Jefferson county, same having been paid by him upon the forfeiture of a bond of Judge Morrow.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 332. To amend section 4884 of the Code of Alabama.

S. 383. To provide for the election of a county solicitor for Monroe county, to define his duties and fix his compensation.

S. 451. To fix the compensation of members of the boards of revenue in this State in counties which now have, or which may hereafter have a population of eighty-two thousand people and not exceeding two hundred thousand people, according to the last Federal census, or any such census which may hereafter be taken, and to provide for the payment of such compensation.

H. 932. To amend an act entitled "An act to create a State board of control and economy: to provide members thereof, their tenure in office, salaries, duties and mode of appointment, and to prescribe rules and regulations governing the said board." Approved February 13th, 1919: and providing for an appraisement or valuation of all real property in the State of Alabama, and providing that such appraisement or valuation of said property, shall be, by said board, filed in the office of the judge of probate of the county where the property is situated, and providing for the expenses incident to the making of said appraisement or valuation.

S. 543. To authorize and empower boards of revenue in counties having a population of not less than 82,000 and not more than 100,000 according to the latest Federal census, to expend county funds not exceeding \$2,500 per annum for county purposes not otherwise provided for by law.

S. 536. To provide for the compensation of deputy solicitors in all counties of the State, having a population of more than 27,100 and less than 27,200, according to the last Federal cen-

sus, or any subsequent Federal census, and to provide the manner in which the same shall be paid.

H. 1076. To provide that in all the counties of the State of Alabama having a population of not less than 39,920 nor more than 39,925 according to the last preceding Federal census, that the interest on all interest bearing warrants issued from and after the passage and approval of this act, by the court of county commissioners, board of revenue or other governing body of such counties, by whatever name called, shall be a preferred claim against the general fund of such counties, shall be payable out of the general fund of such counties each year, and to provide the time and manner of the payment of such interest out of said general fund.

Mr. McLeod, chairman of the Standing Committee on Public Health, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 1126. To amend sections 1, 3, 4, 5 and 7 of an act entitled "An act to regulate the sale of food and drugs in the State of Alabama, to provide for enforcement and inspectors and prescribe penalties for violation thereof," approved August 26, 1909.

S. 306. To define optometry; to provide for the regulation thereof; to provide for the examination of applicants to practice optometry in Alabama; to provide for the issuing of licenses and certificates and the registration and display thereof; to provide for reports by probate judges of said registrations; to provide for the revoking or refusing to issue said licenses and certificates; to provide for a State board of optometry; to provide for the appointment of members thereof, and prescribe their duties, powers, qualifications, terms of office and compensation; to provide for the disposition of fees collected by said board; to provide fees and funds for enforcing said act; to provide for enforcing said act; to allow the board to enter into reciprocity agreements with like boards of other states; to provide penalties and punishment for violations of the provisions of said act; and to repeal all general and local laws in conflict with said act."

Mr. Arnold, chairman of the Standing Committee on Public Roads and Highways, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

H. 1062. To amend an act entitled "An act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained," approved September 10th, 1915.

H. 1077. To provide that in all counties of the State of Alabama, having a population of not less than 39,920 nor more than 39,925 according to the last preceding Federal census, the interest on outstanding road warrants issued by such counties, where such outstanding road warrants amount to the sum of \$140,000.00 and bear interest at the rate of six (6%) per centum per annum, shall become a preferred claim against the general fund of such counties, shall be paid out of the general fund of such counties and to provide the manner of the payment of such interest.

Mr. Van de Graaff, chairman of the Standing Committee on County and County Boundaries, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report:

H. 1058. To change the boundary line between Montgomery and Crenshaw counties so as to take into Montgomery county the following described land, now situated in Crenshaw county, Alabama, to-wit: The northwest quarter (N. W. $\frac{1}{4}$) and the west half (W. $\frac{1}{2}$) of the northeast quarter (N. E. $\frac{1}{4}$), section five (5); also the northeast quarter (N. E. $\frac{1}{4}$) and the east half (E. $\frac{1}{2}$) of the northwest quarter (N. W. $\frac{1}{4}$), section six (6), township eleven (11), range eighteen (18).

The above and foregoing bills were severally read a second time and placed on the calendar.

BILLS REPORTED ADVERSELY.

Mr. Dunaway, chairman of the Standing Committee on Ways, Means and Appropriations, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with an adverse report:

H. 967. To prohibit any person from telling fortunes; or professing or attempting to tell the past, present or future condition or fortune of any person, or professing or attempting to locate lost or stolen articles, by means of cards, mesmerism, phrenology, clairvoyance, trance, spiritualism, or any other device or method for a fee, reward or compensation.

H. 1075. To provide that all passenger trains operated over the railways of this State on regular schedule time shall stop at the county seat, or if there is no county seat on line of railway, then shall stop at the station nearest to county seat for benefit of passengers or other traffic.

H. 1098. To make an appropriation to the State board of education.

H. 861. To exempt from taxation for a period of ten years any person buying a tract of land on which to build a home.

Mr. Carnley, chairman of the Standing Committee on Temperance, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with an adverse report:

H. 1061. To make lawful the sale, on payment of prescribed license fees, of beverages, soft drinks and other non-intoxicating liquids, containing not more than one-half of one per cent alcohol, and to prescribe penalties for violations of this act.

Mr. Van de Graaff, chairman of the Standing Committee on County and County Boundaries, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with an adverse report:

H. 1048. To detach that part of Chilton county, Alabama, embraced in township 21, range 11 east from Chilton county, Alabama, and attach same to Bibb county, Alabama.

Mr. Dunaway, chairman of the Standing Committee on Ways, Means and Appropriations, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with an adverse report:

H. 645. To make an appropriation for the establishment of a home for wayward girls in the State of Alabama and maintenance of such home.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with an adverse report:

S. 425. To prohibit the levying or collecting of any license or privilege tax or fee on any wagon used exclusively in connection with the cultivation of farms, or the marketing of the products of the farm or forest occupied as owner or tenant by the owner of such wagon; in counties of not less than 30,815 nor more than 30,915 population according to the Federal census of 1910, or according to any subsequent Federal census.

INTRODUCTION OF BILLS.

On a call of counties, bills were introduced, severally read one time and referred to appropriate standing committees as follows: By Mr. Dansby:

H. 1127. To require every State official, or official holding office under the authority of the State, and who is paid a salary

or receives pecuniary profit for his services as such official, and whose office or post of duty is located in the capitol building or in the city of Montgomery, to reside or live in or sufficiently near to the city of Montgomery as that such office or post of duty shall be reasonably accessible to him daily, and to provide for the impeachment or removal of such official on failure to comply with the requirements of this act.

Revision of Laws.

By Mr. Parker:

H. 1128. To reapportion the Representatives in the House of Representatives and in the Senate of the State of Alabama, in compliance with the requirements of the Constitution.

Revision of Laws.

By Mr. Cobb:

H. 1129. Concerning arguments, decisions and opinions in the supreme court.

Judiciary.

By Mr. Longshore:

H. 1130. To amend section 29 of "An act to prescribe the qualifications of jurors and regulate the selection, drawing and summoning of jurors, and prescribe the qualifications and provide for the appointment of jury commissioners and clerks of such commissions and regulate the empanelling of grand and petit juries in all the courts of this State.

Revision of Laws.

By Mr. Lynne:

H. 1131. To fix the salaries of the chairman and two associate members of the State tax commission, and to prescribe the manner of payment of same.

Ways, Means and Appropriations.

By Mr. Holmes of Baldwin:

H. 1132. To promote the public health among the school children of the State of Alabama from six to fifteen years of age; to make it mandatory to require an examination of each and every child, both male and female, by the county health officer for physical defects of any kind, embracing mental deficiency, diseases of the ear, eye, nose and throat, mouth and teeth, any deformity or dislocation of the hip-joints or spinal disease, phymosis, hook-worm disease, and any other disease requiring medical or surgical aid in developing the child into a strong and health individual.

Public Health.

By Mr. Murphree:

H. 1133. To make the surety bond required of each of the several tax collectors of the State more secure by providing that

such bond shall be and operate as a lien on the property of the tax collectors' personal or individual sureties in cases where personal or individual sureties sign the bond, from the date of any default covered by the bond of any tax collector.

Judiciary.

By Mr. Murphree:

H. 1134. To require the State income tax supervisor and certain officials under him to execute official bonds with surety for the faithful performance of their duties under the act entitled an act to provide for the general revenue of the State of Alabama, approved September 15th, 1919.

Judiciary.

By Mr. Arnold (with notice and proof):

H. 1135. To change, alter or enlarge the corporate limits of the town of Inglenook, Jefferson county, Alabama.

Judiciary.

Notice and Proof H. 1135:

NOTICE OF SPECIAL ACT.

Notice is hereby given that application will be made to the present Legislature of the State of Alabama to pass a special or local act, the substance of which will be to so change, alter or enlarge the corporate limits of the town of Inglenook, Alabama, as to include within the corporate limits of said town the following described territory or lands, situated in Jefferson county, Alabama, to-wit:

All of the west half of the east half of section eight (8) and all of that part of the west half of the northeast quarter of section seventeen (17), lying north of the macadamized road, running through said northeast quarter and commonly known as the East Lake road, all of said territory or lands being in township seventeen (17), range two (2), west.

The State of Alabama, }
Jefferson County. }

Before me, W. H. Woolverton, a notary public in and for said county and State, personally appeared L. P. Hill, who is known to me and who being by me first duly sworn, on oath deposes and says that he is the owner and publisher of the "Ensley Enterprise;" that said Ensley Enterprise is a newspaper published in Jefferson county, Alabama, and of general circulation in said county; that the attached notice of intention to introduce in the present Legislature of Alabama an act to change, alter, or enlarge the corporate limits of the town of Inglenook, Alabama, is a true and correct copy of notice published in said "Ensley Enterprise;" that said notice was published in said newspaper once a week for four successive weeks, being published in the issues of said paper published on August 9th, 1919, August 16th, 1919, August 23rd, 1919 and August 30th, 1919.

L. P. Hill.

Subscribed and sworn to before me this 4th day of September, 1919.

W. H. Woolverton,
Notary Public.

By Mr. Stoddard (with notice and proof) :

H. 1136. To validate and make legal a certain warrant issued by the commissioners court of Crenshaw county, same being No. 40, file No. 248; and to authorize the treasurer to pay the same.
Local Legislation.

Notice and Proof H. 1136:

TO WHOM IT MAY CONCERN.

Take notice that at the present session of the Legislature a bill will be introduced the substance of which will be to ratify and make legal a certain warrant issued by the commissioners court of Crenshaw county in favor of W. J. Ellington, said warrant being drawn for the sum of fifty dollars, the warrant being No. 40 and bearing the registration number 248 on the books of the county treasurer.

W. H. Stoddard,
Representative for Crenshaw County.

AFFIDAVIT OF PUBLICATION.

I, C. L. Kettler, publisher of the Crenshaw County News, a newspaper published weekly at Luverne, Crenshaw county, Ala., do solemnly swear that a copy of the above notice, as per clipping attached, was published once a week in the regular and entire issue of said newspaper, and not in any supplement thereof, for four consecutive weeks, commencing with the issue dated August 14th, 1919, and ending with the issue dated Sept. 4th, 1919.

C. L. Kettler.
Subscribed and sworn to before me this 4th day of September, 1919.
(Seal) Wilkie Pope,
N. P.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

Mr. Speaker:

Your Committee on Engrossed Bills begs leave to report that it has examined the following House bills:

H. 432. Defining as the exercise of due diligence, the forwarding of check direct to payer.

Also:

H. 433. To limit the liability of a bank for non-payment of a check through error.

Also:

H. 553. To provide for the revision, codification, digesting and promulgation of the public statutes of this State, both civil and criminal.

Also:

H. 453. To require banks and trust companies doing a banking business, to set aside at least 10% of their net earnings each year to a surplus fund, until such fund shall be equal to at least 20% of the capital stock, and to provide penalties for failure.

Also:

H. 475. To authorize the personal representative, by appointment of a court having jurisdiction in any other state than the State of Alabama, to receive and collect indebtedness owing to deceased by a person who is a resident of Alabama, and to execute receipt and discharge therefor.

Also:

H. 404. To authorize all cities and towns in this State to purchase sanitary or storm water sewers, or sanitary or storm water sewer systems, and to assess the cost of the same against the property drained by them; to prescribe the method of procedure in purchasing such sewers or sewer systems and in levying assessments against the property drained by them; and to authorize the issuance of bonds for the purpose of providing funds to pay the cost of the same.

Also:

H. 465. To amend an act to provide for the registration of electors.

Also:

H. 710. To abrogate and abolish the county courts of all counties in the State of Alabama, having a population, according to the last preceding and official and published Federal census, of not less than thirty-three thousand, and not exceeding thirty-three thousand eight hundred.

Also:

H. 762. To fix the salary of the judge of the county court in all counties having a population of not less than twenty-three thousand one hundred and fifty (23,150) and not more than twenty-three thousand two hundred and fifty (23,250) according to the Federal census of 1910 and provide for the payment of the same.

Also:

H. 853. To amend an act entitled an act "To ratify, confirm and validate the census of the cities and towns in the State of Alabama, of seven (7,000) thousand inhabitants and less, where the same has been taken as provided by the Code of Alabama, 1907, and the report of the same filed in the office of the secretary of State." Approved April 4th, 1911.

Also:

H. 872. To provide for the special appointment by judges of the circuit court in circuits having five or more circuit judges, of court reporters designated by the parties to any matter, cause, or proceeding, to act as official court reporters; to define their duties, and fix their compensation, and the method of payment thereof; to provide for the taxation of the compensation of such reporters as costs, and for the reimbursement of parties

who shall pay the compensation of such reporters; and to provide that the transcript of such court reporter of the testimony, or other oral proceedings in any matter, cause, or proceeding in said courts, when certified by such reporter, shall be prima facie evidence of such testimony, or other oral proceedings, and shall be admissible in evidence of such testimony or other oral proceedings whenever proof thereof is otherwise competent.

Also:

H. 884. To fix the compensation of circuit solicitors in all circuits of the State of Alabama which are now composed, or which may hereafter be composed of only one county and having two judges.

Also:

H. 914. To amend an act entitled "An act to fix the time of holding the circuit court in the third judicial circuit of the State of Alabama," as amended and approved April 7th, 1911.

H. 936. To amend section 1 of an act entitled an act "To designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained," approved September 10, 1915.

Also:

H. 937. To provide for the payment of expenses for automobiles for the use of sheriffs in the discharge of their duties as such in counties of not less than 53,401, nor more than 53,501 population, according to the Federal census of 1910, or according to any subsequent Federal census.

Also:

H. 949. To designate a certain public road of Alabama as a State trunk road, and to provide the manner in which said road shall be located, improved and maintained.

Also:

H. 962. To establish boards of revenue in all counties having a population of not less than 47,041 and not more than 47,150, according to the Federal census of 1910, and to abolish the courts of county commissioners thereof, and to provide for the better working of the public roads of said counties.

Also:

H. 964. To amend an act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained, enacted by the Legislature of Alabama, approved September 10th, 1915.

Also:

H. 978. To provide for the payment of ex-officio fees to clerks of circuit courts in all counties of this State having at the

last Federal census over fifty thousand inhabitants and under fifty-five thousand inhabitants.

Also:

H. 993. To create and designate an additional trunk road, extending from the town of Heflin in Cleburne county east to the Georgia state line along the public road now laid out and forming a part of what is known as the Bankhead highway, and to confer upon said road all of the rights and privileges now extended to trunk roads in this State.

H. 999. To provide for and regulate the payment of officers' costs in criminal cases where the defendant is acquitted or where State takes a nolle prosequi, or where case is abated by the death of defendant, or where the indictment is withdrawn and filed in counties having a population according to the last Federal census of not less than eighteen thousand three hundred and not exceeding eighteen thousand five hundred.

Also:

H. 976. To amend an act to establish an inferior court in precincts 15 and 20 in Calhoun county, Alabama, in lieu of all justices of the peace and notaries public, with powers of justice of the peace in said precincts, and to define the jurisdiction and powers of said courts and the judge thereof, to provide for the execution of the process of said court and the operation thereof, to regulate the rendition of judgments by default, to provide for the election, term of office, qualifications and compensation of the officers of said court, and the mode of their selection, and to abolish the office of justice of the peace and notary public, with power of justice of the peace in said precincts. Approved August 25th, 1915.

Also:

H. 1030. To prescribe and regulate the payment of certain claims registered against the fine and forfeiture funds of St. Clair county, when there are such funds in the hands of the county treasurer or any bank or individual who are discharging the duties of county treasurer and to give notice to such persons there are funds in the hands of such treasurer for the payment of claims by publication in county newspaper for two weeks.

Also:

H. 781. Fixing the number, location, manner of election and term of office of the members of the school board of the city of Ozark, Alabama.

Also:

H. 64. To abolish the county school board for Geneva county, Alabama, and to provide for the election of a superintendent of education for Geneva county, Alabama, by the people and to pro-

vide for the election of school trustees by the patrons of the school.

Also:

H. 709. To abrogate to and abolish the jurisdiction of justices of the peace and notaries public with powers of justices of the peace in Morgan county, Alabama; of all criminal causes, except as committing magistrates in felony cases.

Also:

H. 968. To repeal an act to provide for the better construction, repairing, working, and maintaining of public roads and bridges in Clay county, Alabama, approved April 8th, 1911.

Also:

H. 975. To dissolve the municipal corporation of the town of James, Alabama.

Also:

H. 992. To create the office of county solicitor for Crenshaw county; to prescribe his qualifications and duties; to provide for his election by the qualified electors of the county; to provide for the filling of vacancies in said office; to fix his salary and prescribe the length of term of his office and to repeal conflicting laws.

Also:

H. 899. To amend section one of an act entitled an act to establish a charter for the town of Gordo, Pickens county, approved December 7th, 1900.

And finds same correct.

W. H. Stoddard,
Chairman.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has received the accompanying message from his excellency, the governor, proposing an amendment to the bill:

S. 448. To create a county highway commission for Cherokee county, Alabama, to be known as the Cherokee county highway commission, and to provide for the appointment thereof by the governor; to invest it with full, complete and unlimited jurisdiction over the public roads, bridges and ferries in Cherokee county; to prescribe and define its powers and duties as such highway commission, and to repeal all laws and parts of laws in conflict therewith. To abolish free labor on the public roads in Cherokee county, and in lieu thereof, assess public road duties on those required to perform free labor on the public roads. To authorize the commission to take charge of all the public road tools and machinery belonging to the county, and to receive all the funds

now provided by the county for the use of the public roads, bridges and ferries therein; and, in addition thereto, to levy and collect special privilege license taxes for the construction and maintenance of the public roads, bridges and ferries in the county. To authorize and empower the commission to exercise all the legislative, judicial and executive authority over the public roads, bridges and ferries conferred by law on the court of county commissioners. To fix penalties for the violations of any of the provisions of this act, and for the violations of any of the rules, or legislative acts of the commission.

And the Senate has concurred in and adopted said amendment proposed by his excellency, the governor, to said bill, by a vote of a majority of the whole number elected to the Senate, said vote being Yeas, 23; Nays, 0.

Said governor's message containing the proposed amendment, being in words and figures as follows:

MESSAGE FROM THE GOVERNOR.

In re Senate Bill No. 448.

Gentlemen of the Senate:

I herewith return Senate bill No. 448, to create a county highway commission for Cherokee county, Alabama, and for other purposes, without my approval.

I regret it because it has some excellent provisions. However, it has one fatal defect which is that after creating the Cherokee County Highway Commission and providing for the appointment of the members thereof by the governor and investing the commission with full, complete and unlimited jurisdiction over the public roads, bridges, and ferries in Cherokee county, prescribes an elaborate schedule of license or privilege taxes to be applied to the maintenance and upkeep of the roads, and attempts to confer upon the highway commission the authority and power "to levy and collect a privilege or license tax for the use of the public roads, in addition to those now levied by the State." I am advised that this cannot be done consistently with the Constitution of the State. It is an attempted delegation of the taxing power by the State Legislature to a board or commission, the members of which are not elected by the people, and which cannot be classified as one of the political subdivisions of the State. The board could well be invested with purely administrative powers and probably with ordinary police powers, but the taxing power stands in a class by itself and should not be, as a matter of public policy, apart from constitutional objections, delegated to a mere administrative board. However, the position here taken is fully justified by decisions of the court of last resort in Alabama and elsewhere. The bill if enacted would also conflict with the pending revenue bill, as it does conflict with the existing general revenue bill in levying a privilege or license tax on certain businesses or occupations which are exempted from county taxation and also where there is an express apportionment of the proceeds from such taxes between the State and the counties. I, therefore, suggest the following amendments to meet my objections to the bill:

Amend section 18 by striking out the words "The Cherokee County Highway Commission" and substituting therefor the words, "The Court of County Commissioners, or other governing body of Cherokee county are hereby authorized, empowered and directed when requested in writing by the Cherokee county highway commission in writing."

Amend the bill by adding thereto section 53, as follows:

"Section 53. Provided that if the general revenue act, or any general act, to be enacted by this Legislature shall include provisions fixing and regulating the general license or privilege taxes on vehicles of any kind however propelled or driven for the use of the State and the counties of the State, and providing that the proceeds of such privilege or license taxes shall be apportioned between the State and the counties of the State, such provisions and such apportionment of such license or privilege taxes under any such general law shall take precedence of and shall be in lieu of the privilege or license taxes authorized to be levied and collected under this act to the extent covered by such general act, and provided further that all provisions of this act fixing or levying any privilege or license taxes in conflict or inconsistent with the provisions of any such general law shall be void and of no operation and effect."

Respectfully,
(Signed) Thos. E. Kilby,
Governor.

Sept. 10, 1919.

And sends said bill, with the governor's message containing the amendment, to the House for its consideration.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Lynne, the House concurred in and adopted the amendment proposed by the governor to the bill, S. 448, said governor's amendment being set out in the above and foregoing message from the Senate.

Yeas, 62; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Lee (Perry)	Robertson
Adams	Deese	Lewis	Ross
Alexander	Dickson	Long (Butler)	Russell
Andrews	Dodson	Long (Sumter)	Salter
Arnold	Dunaway	Longshore	Seale
Austin	Fletcher	Lynne	Shaw
Baker	Graham (Autauga)	Mathews (Clarke)	Smith
Benners	Graham (Clarke)	Matthews (Wilcox)	Stewart
Blunt	Hale	Milford	Tompkins
Brindley	Hare	McDonald	Truss
Calvert	Hawkins	Orr	Van de Graff
Carnley	Howle	Parker	Waddell
Christian	Jones (Escambia)	Pittman	Whorton
Cliett	Jones (Montgomery)	Preston	Wilson
Cobbs	Johnson	Reynolds	Woodard
Crump	Lawson		

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your Committee on Enrolled Bills begs leave to report that it has examined the following bill:

H. 383. To provide for the general revenue of the State of Alabama, and finds same correctly enrolled.

Robert F. Peters,
Chairman.

SIGNING OF BILL.

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bill, the title to which is set out in the above and foregoing report of the Committee on Enrolled Bills.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted the House amendments to the bills:

S. 359. To amend section one of an act entitled, "An act to create a county highway commission for Walker county, Alabama, and to define the powers and duties thereof," approved February 15th, 1919.

Also:

S. 390. To designate a certain public road of the State of Alabama as a State trunk road and to provide the manner in which such road shall be located, improved and maintained.

Also:

S. 450. To authorize the employment in counties of more than eighty-two thousand and less than one hundred thousand according to the latest Federal census, or any subsequent Federal decennial census, of persons to investigate and report violations of law, to prescribe the mode of their employment, their term of office, their duties, and the amount and method of payment for their services.

Also:

S. 280. To amend an act entitled "An act to provide and create a commission form of government and to authorize the adoption of the same in all cities and towns in the State of Alabama which now are not or hereafter may not be, within the influence or operation of any other valid legislative enactment authorizing or adopting such form of government; to regulate the selection

and election of commissioners and their terms of office and retention in and recall from office; to provide for the selection of one commissioner as mayor, and the retention in office of certain officials; to fix the powers, duties and compensations of such commissioners; to punish improper conduct in connection with elections and petitions hereunder; to abolish boards of public work, police commissioners, councilmen, aldermen, and certain other city and town officials of such municipalities as adopt the said form of government; and generally to authorize and provide for the creation and maintenance of said commission form of government," approved April 8th, 1911, and as amended by an act approved September 28th, 1915, by amending the title thereof, and by amending said act so that it shall not apply to cities which have a population of exceeding fifty thousand five hundred and not more than one hundred thousand, according to the last Federal census, and which may hereafter have such population according to any Federal census hereafter taken, and to no others, by providing for the selection and election of a mayor and commissioners and fixing their terms of office and compensation, by abolishing certain offices, by fixing the powers, duties and liabilities of such mayor and commissioners, by creating certain new offices of such cities and providing for the selection of the incumbents thereof, and generally by prescribing a form of municipal government for such cities.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The President and presiding officer of the Senate having signed the following Senate bills, your signature thereto is requested:

S. 503. To authorize and empower the solicitor, in all circuits in the State of Alabama, having five or more circuit judges, to employ any and all shorthand reporters necessary to properly report the proceedings before the grand jury, and transcribe the same, and stenographer, or stenographers, for the office work of such solicitor; and any and all assistants necessary to properly administer justice in such circuits; and to fix their compensation and the manner of payment of such compensation and salaries; and to incur any and all expense necessary to properly administer justice in such circuits.

S. 170. Authorizing and empowering any county in this State in which, or along the coast of which the tides ebb and flow, and any cities or towns, or other municipalities in any such counties,

to own, construct, lease and operate telegraphic street railways, interurban electric railways and electric lighting and power plants and hydro-electric power plants, and authorizing such counties and municipalities in this State to co-operate and combine and make contracts with each other and with municipalities in other states in the ownership, construction, leasing and operation of electric street railways, electric interurban railways and electric lighting and power plants and hydro-electric power plants; authorizing such counties and municipalities to acquire or lease existing interurban railways and street railway systems; authorizing such counties and municipalities to mortgage electric street railways and interurban railways and power plants and to pledge the revenues derived therefrom and to issue bonds, secured by such mortgages and pledges, providing for a system of allotting and prorating the cost of electric interurban railways; providing for the election of commissioners by such counties and municipalities to represent such counties or municipalities in the ownership, construction, leasing and management of interurban railways; providing that such commissioners shall keep a public record of their proceedings and publish the same, and providing for the exercise of the right of eminent domain by counties and municipalities or by commissioners representing them; and to provide for elections in counties and municipalities to decide whether they wish to adopt the privileges herein authorized.

S. 244. To repeal an act entitled "An act to make mandatory the working of the male county convicts of Covington county on the public roads, bridges and public works of said county, and providing therefor," approved Sept. 10th, 1915.

S. 267. To amend section 1 of an act entitled an act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained, approved September 10, 1915.

S. 382. To regulate and provide for the military forces of the State of Alabama, and to promote its efficiency; to prescribe rules, regulations and means for its organization, armament, equipment, discipline, control and supervisions; to provide for its maintenance, support and upkeep; to provide means for the enforcement of this act; and to fix penalties and punishments for the violation of this act.

S. 573. To confer additional criminal jurisdiction on inferior courts or courts established in lieu of justices of the peace by whatsoever name called, on which courts criminal jurisdiction is now by law conferred, in counties having a population of over one hundred and fifty thousand, according to the last or any subsequent Federal census.

S. 522. To amend an act entitled an act "To ratify, confirm, and validate the census of the cities and towns in the State of Alabama, of seven (7,000) thousand inhabitants and less, where the same has been taken as provided by the Code of Alabama of 1907, and the report of the same filed in the office of the secretary of State," approved April 4th, 1911.

S. 525. To regulate and define the power and jurisdiction of constables in all counties in the State of Alabama having a population of 200,000 or more, according to the last or any future Federal census.

S. 516. To repeal an act entitled "An act to provide a better system of public roads for Chambers county."

S. 442. To create the office of State fire marshal, and to provide for the appointment of deputy marshal and assistant; to define their powers and duties and to fix their compensation; to provide ways and means for the enforcement of this act and penalties for violation thereof; and to provide means for defraying the expenses incurred under the provisions hereof.

S. 449. To designate a certain road a State trunk road in Cherokee county, Alabama.

S. 459. To alter or re-arrange the boundary lines of the city of Fairfield, Alabama.

S. 458. To alter or re-arrange the boundary lines of the city of Birmingham, Alabama, so as to exclude from the city of Birmingham certain territory now included in the corporate limits of said city of Birmingham.

S. 541. To divide the county of Marengo into four commissioner court districts; to provide for the election of one qualified elector residing in said district as county commissioner from said district, by the qualified electors of the entire county of Marengo.

S. 416. To designate a certain public road of Alabama as a State trunk road, and to provide the manner in which such said road shall be improved and maintained.

S. 446. To provide that mechanics and material men's liens and the right of enforcement thereof in Covington county, Alabama, shall attach and apply to property of a married woman where the service or labor is performed or the materials furnished with her knowledge and consent under a contract with the husband, and upon property owned jointly by husband and wife when the service or labor is performed or materials furnished under a contract with either or both, with the knowledge and consent of the other; to provide that no homestead right shall defeat such lien or the enforcement thereof; and to prescribe what shall be deemed to be consent within the meaning of this act.

S. 454. To amend section 1 of an act entitled "An act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained, approved September 10, 1915."

S. 417. To designate a certain public road of Alabama as a State trunk road.

S. 229. To amend section one of an act entitled, "An act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved, and maintained," approved September 10th, 1915.

S. 293. To amend section 928 of the Code of Alabama of 1907.

S. 392. To provide for the payment of witnesses before the grand juries, and State witnesses in all criminal cases, and the fees and commissions of the sheriff and clerks of the circuit court and ex-officio clerk of the county court of Pike county, Alabama, in all criminal cases in which the State fails to convict, out of the general fund of said county.

S. 216. To promote the sale of farm loan bonds issued by the Federal land banks organized under the provisions of the farm loan act.

S. 295. To authorize any bank or trust company incorporated under the laws of the State of Alabama to become a member of a Federal reserve bank, and in such event to be subject to all the provisions of the act of Congress known as the Federal reserve act and amendments thereto; to provide and define the reserves to be kept by banks and trust companies incorporated under the laws of this State which are or may become such members of the Federal reserve system; to permit the authorities of this State which supervise and examine banks and trust companies organized under its laws to accept the examinations and audits made pursuant to the Federal reserve act of such banks and trust companies as become members of the Federal reserve system and to furnish information to the authorities of the Federal reserve system as to such State banks.

S. 490. To close and abandon certain described portions of certain streets, avenues, alleys, etc., in the city of Sheffield, county of Colbert, and State of Alabama, and certain wharves, docks, landing places and other public places within the said city of Sheffield, county of Colbert and the State of Alabama.

S. 393. To regulate the fine and forfeiture fund of Pike county, Alabama, and provide for the registration and payment of claims against said fund.

S. 514. To amend an act to regulate inferior courts in cities having more than 35,000 population, according to the last or any subsequent Federal census, to prescribe the jurisdiction of such courts, and provide for the number and compensation of the judges for such courts and to provide for the appointment and compensation of the clerks and assistant clerks thereof, and to abolish the office of justice of the peace in such cities." The said act being approved Sept. 25, 1915.

S. 526. To provide for the appointment of deputy circuit solicitors in all circuits in this State having more than five circuit judges, or which circuits may hereafter have more than five circuit judges, to fix their compensation and to provide the way and manner of paying the same.

S. 547. To authorize municipal corporations having a population of not less than 6,689 inhabitants nor more than 7,000 inhabitants according to the last Federal census or any subsequent Federal census that may be hereafter taken to improve streets and sidewalks, and sections of streets and sidewalks, by the construction of electric lighting systems known as "White Ways," and charge the expense thereof to the abutting property owners, provided the cost of such construction shall not be in excess of the increased value of said property charged with such improvement, and provided such lighting system shall not apply to or include overhead lighting; and to provide for such municipal corporations to maintain such lighting systems after they have been established and to provide and pay for the cost of the current and expense of such maintenance thereafter.

S. J. R. 111. Relative to requesting Congress of the U. S. to amend the highway bill.

W. F. Miller,
Secretary.

SIGNING OF SENATE BILLS.

The Speaker of the House, in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills and Senate joint resolution, the titles to which are set out in the above and foregoing message from the Senate.

INDEFINITELY POSTPONED.

H. 752. To suppress profiteering, trusts, combines and monopolies, and the hoarding of the necessities of life for the purpose of affecting the price of such necessities in this State; to fix penalties and provide remedies for the enforcement thereof.

Was on motion of Mr. Long of Butler indefinitely postponed.

BILLS ON THIRD READING.

S. 332. To amend an act entitled, "An act to regulate the employment of minor children within the State of Alabama; to prohibit the employment of minors under certain conditions; to provide for the inspection, and regulation of establishments, occupations, places and premises where minors are employed; to entrust the enforcement of the provisions of this act to the State prison inspector; to punish violations of this act," and approved February 24, 1915.

Was read a third time at length and passed.

Yeas, 68; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Jones (Montgomery)	Pittman
Adams	Dansby	Johnson	Preston
Allen	Dickson	Lawson	Reynolds
Andrews	Dunaway	Lewis	Robertson
Arnold	Ellis (Elmore)	Long (Butler)	Ross
Austin	Fletcher	Long (Sumter)	Russell
Baker	Graham (Autauga)	Longshore	Seale
Barganier	Graham (Clarke)	Lynne	Shaw
Benners	Guy	Mathews (Clarke)	Smith
Blunt	Hare	Mathews (Wilcox)	Sparks
Bracken	Harrison	Milford	Tompkins
Brindley	Hawkins	Mitchell	Truss
Calvert	Hollis	McDonald	Van de Graff
Carnley	Holmes (Baldwin)	Oakley	Waddell
Christian	Holmes (Elmore)	Orr	Whorton
Clayton	Howle	Parker	Wilson
Cobbs	Jones (Escambia)	Peters	Woodard

—68

H. 512. To provide for absent qualified electors of the State of Alabama to vote in any general, special, municipal or primary election in this State while absent from the State or from the county or precinct in which he is a qualified elector; to provide the method of carrying out such provision; and to require election officers and others charged with duties hereunder to perform duties in connection therewith.

Was taken up. Mr. Tunstall offered the following amendment to the bill:

Amend by striking out the words "or primary," where they occur in bill, and the title. Also by inserting the word "or" between the words "special, municipal" in title and in bill.

And the amendment was adopted.

Yeas, 74; Nays, 0.

*Yeas:**Messrs:*

Mr. Speaker
 Adams
 Albright
 Allen
 Andrews
 Arnold
 Austin
 Baker
 Benners
 Blunt
 Bracken
 Brindley
 Calvert
 Carnley
 Christian
 Christopher
 Clayton
 Cobbs
 Dansby

Deese
 Dickson
 Dodson
 Dunaway
 Fletcher
 Graham (Autauga)
 Graham (Clarke)
 Griffin
 Hale
 Hardaway
 Harrison
 Hawkins
 Holmes (Baldwin)
 Holmes (Elmore)
 Howle
 Ingram
 Jones (Escambia)
 Jones (Montgomery)
 Johnson

Lawson
 Lee (Perry)
 Lewis
 Long (Butler)
 Long (Sumter)
 Longshore
 Lynne
 Mathews (Clarke)
 Mathews (Wilcox)
 Milford
 Mitchell
 Moorer
 McDonald
 Oakley
 Orr
 Parker
 Peters
 Pittman
 Preston
 Reynolds
 Robertson
 Ross
 Russell
 Salter
 Seale
 Shaw
 Simpson
 Smith
 Sparks
 Stewart
 Tompkins
 Truss
 Van de Graff
 Waddell
 Wilson
 Woodard

—74

And the bill:

H. 512. To provide for absent qualified electors of the State of Alabama to vote in any general, special, municipal or primary election in this State while absent from the State or from the county or precinct in which he is a qualified elector; to provide the method of carrying out such provision; and to require election officers and others charged with duties hereunder to perform duties in connection therewith.

As amended, was read a third time at length and passed.

Yes, 64; Nays, 0.

*Yeas:**Messrs:*

Mr. Speaker
 Adams
 Alexander
 Allen
 Andrews
 Arnold
 Baker
 Barganier
 Benners
 Blunt
 Brindley
 Calvert
 Carnley
 Christian
 Clayton
 Cobbs

Dansby
 Deese
 Dickson
 Dunaway
 Graham (Autauga)
 Graham (Clarke)
 Griffin
 Hale
 Hardaway
 Harrison
 Hawkins
 Holmes (Baldwin)
 Holmes (Elmore)
 Howle
 Jones (Escambia)
 Jones (Montgomery)
 Johnson
 Lawson
 Lee (Perry)
 Lewis
 Long (Sumter)
 Longshore
 Lynne
 Mathews (Clarke)
 Mathews (Wilcox)
 Milford
 Mitchell
 McDonald
 McLeod
 Oakley
 Orr
 Parker

Peters
 Pittman
 Preston
 Reynolds
 Ross
 Salter
 Seale
 Shaw
 Smith
 Sparks
 Tompkins
 Truss
 Van de Graff
 Waddell
 Wilson
 Woodard

—64

H. 692. To provide for the annexation of Bay, Calhoun, Escambia, Holmes, Jackson, Okaloosa, Santa Rosa, Walton and Washington counties in West Florida to the State of Alabama, with the assent of the State of Florida and the Congress of the United States.

Was read a third time at length and passed.

Yeas, 68; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Lewis	Reynolds
Adams	Dunaway	Long (Butler)	Robertson
Alexander	Graham (Autauga)	Long (Sumter)	Ross
Allen	Graham (Clarke)	Longshore	Russell
Andrews	Hale	Lynne	Salter
Arnold	Hardaway	Mathews (Clarke)	Seale
Baker	Hare	Matthews (Wilcox)	Shaw
Barganier	Harrison	Milford	Smith
Benners	Hawkins	Moorer	Sparks
Blunt	Holmes (Baldwin)	McDonald	Stewart
Brindley	Holmes (Elmore)	McLeod	Tompkins
Carnley	Howle	Oakley	Truss
Christian	Jones (Escambia)	Orr	Van de Graff
Clayton	Jones (Montgomery)	Parker	Waddell
Cobbs	Johnson	Peters	Whorton
Dansby	Lawson	Pittman	Wilson
Deese	Lee (Perry)	Preston	Woodard

—68

H. 306. To provide for the levy and collection of an inheritance tax or succession tax for the State of Alabama.

Was read a third time at length and passed.

Yeas, 62; Nays, 3.

Yeas:

Messrs:

Mr. Speaker	Graham (Autauga)	Long (Sumter)	Ross
Adams	Graham (Clarke)	Lynne	Russell
Alexander	Guy	Matthews (Wilcox)	Salter
Allen	Hale	Milford	Seale
Austin	Hardaway	Mitchell	Shaw
Barganier	Harrison	McDonald	Smith
Blunt	Hawkins	McLeod	Sparks
Brindley	Holmes (Baldwin)	Oakley	Stewart
Carnley	Holmes (Elmore)	Orr	Tompkins
Christopher	Howle	Parker	Truss
Clayton	Jones (Escambia)	Partridge	Van de Graff
Cobbs	Jones (Montgomery)	Peters	Whorton
Deese	Johnson	Pittman	Williams
Dickson	Jordan	Preston	Wilson
Dodson	Lee (Perry)	Reynolds	Woodard
Dunaway	Lewis		

—62

Nays:

Messrs:

Andrews	Longshore	Waddell
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—3

S. 134 (with amendment). To provide for the organization or admission and the regulation and taxation of incorporated mutual insurance companies, other than life.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Judiciary, said amendment being as follows:

Amend section 18 so as to read as follows:

Section 18. That all laws or parts of laws in conflict with the provisions of this act shall not apply to or be enforced against companies formed under the provision of this act, provided that the provisions of this act shall not apply to or affect any company or insurance company as defined in section 4543 (2575) of the Code of Alabama, 1907, except those organized under the provisions of this act. But any such company may by due and legal amendment of its charter and articles of association, adopt and become subject to the provisions of this act, when such amendments shall have been submitted to and approved by the commissioner of insurance, any company so electing and fully complying with this act may hereafter effect such kinds of insurance as are authorized by this act, and specified in its charters and articles of association then in force or that as then or thereafter amended.

Amend by adding following section:

Section 19. That any such mutual company shall keep its books and records in such form as shall facilitate their examination by the State examiners.

Amend section 16 so as to read as follows:

Section 16. That the taxable premiums or premium receipts of any mutual insurance company organized in or admitted to this State under this act for the purpose of taxation under any law of this State shall be the gross premiums received for insurance upon property or risks in this State, deducting amounts paid for re-insurance upon which a tax has been or is to be paid to this State, and deducting premiums upon policies not taken, premiums returned on cancelled policies, and any refund or return made to the policy holders other than for losses. Such mutual insurance companies shall pay into the State treasury through the commissioner such taxes upon the premiums received during the preceding calendar year for insurance upon property or risks in this State, and such fees and licenses as are imposed upon stock insurance companies transacting the same kinds of insurance and at the same rates which shall be in lieu of all fees, licenses and taxes, State, county and municipal, except such taxes on real estate or tangible personal property owned by the company as may be levied under other provisions of law.

Amend section 4 so that the same shall read as follows:

"Section 4. That such articles shall be submitted to the insurance commissioner for examination and if found to be prepared in accordance with this act, he shall approve and file the same in his office. It shall then be the duty of the insurance commissioner to furnish the corporation with a certificate, which shall be its authority to solicit applications. Provided, that before such certificate to solicit applications is furnished by the insurance commissioner, the incorporators shall furnish a good and sufficient bond, to be approved by him, in the sum of ten thousand dollars, conditioned that it shall be available to pay fire or casualty losses, as the case may be, suffered by applicants who have cancelled or lapsed existing insurance policies due to misrepresentation, verbal or written, of the incorporators or their agents that the signing of applications for insurance and prepayment of premiums in such proposed company provided insurance protection prior to being licensed by the insurance commissioner to issue policies of insurance. Six months after said license is issued to such company, said bond shall be void and shall be returned to the incorporators unless claim has been made against said bond. And provided, further, that the form of application blank used in organizing any such proposed company shall plainly state that such application and prepayment of premium does not furnish insurance protection during the period of organization and that said proposed company is not permitted by law to issue insurance policies until licensed to do so by the insurance commissioner.

Amend section 12, so that the same shall read as follows:

"Section 12. That such company not possessed of assets at least equal to the unearned premium reserve and other liabilities shall make an assessment upon its members liable to assessment to provide for such deficiency, such assessment to be against each such member in proportion to such liability as expressed in his policy which liability shall not be less than one additional contingent premium equal to the cash premium unless the company has a surplus equal to the capital stock and surplus required of a domestic stock company transacting the same kind of insurance."

Amend sub-section (d) of section 14 so that the same shall read as follows:

"Section 14. (d) Filed a financial statement under oath, in such form as the insurance commissioner may require, and have compiled with other provisions of law applicable to the filing of papers and furnishing information by stock companies on application for authority to transact the same kind of insurance.

Such financial statement must show that the company seeking to be licensed in this State has assets in cash, mortgages or other securities approved by the insurance commissioner, not less in amount than one hundred thousand dollars, and that its surplus over and above all liabilities is not less in amount than fifty thousand dollars."

Amend sub-section (c) of section 7 so that the same shall read as follows:

"Section 7. (c) It shall have collected a premium upon each application which premium shall be held in cash and the total of which premiums shall be equal in case of fire insurance to not less than twice the maximum single risk assumed subject to one fire nor less than ten thousand dollars and the total of which premiums in any other kind of insurance shall not be less than five times the maximum single risk assumed, and in case of workmen's compensation insurance the total of which premiums shall not be less than fifty thousand dollars."

Mr. Jones of Montgomery offered the following amendment to the committee amendment:

Amend section 16 so as to read as follows:

Section 16. That the taxable premiums or premium receipts of any mutual insurance company organized in or admitted to this State under this act for the purpose of premium taxation anywhere in this State shall be the gross premiums received during the preceding calendar year for insurance upon property or risks in this State or in the municipalities thereof, as the case may be, from which there shall be deducted return premiums, amounts paid for reinsurance upon which a tax has been or is to be paid to the State, and returns to policyholders other than for losses and such premium taxes shall be payable on or before March first in the following year. The following and no other fees and taxes shall be payable by such mutual insurance companies: The franchise tax based on the amount of capital actually employed in the State; the usual certificate or license fee for each soliciting agent; and the annual license and filing fee, fire marshal tax and usual gross premium tax now imposed by law on reciprocal or interinsurance exchanges. The above fees and taxes shall be paid to the State. Municipalities may also collect a privilege or license tax on gross premiums at such rate, not higher than the State rate on gross premiums, as may be hereafter fixed by ordinance. The usual ad valorem tax on real and personal property shall also be paid to the State. Municipalities may also collect a privilege or license tax on gross premiums at such rate, not higher than the State rate on gross premiums, as may be here-

after fixed by ordinance. The usual ad valorem tax on real and personal property shall also be paid by such mutual insurance companies.

And the amendment to the amendment was adopted. And the amendment offered by the committee as amended was adopted. Yeas, 68; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dodson	Lee (Butler)	Preston
Adams	Dunaway	Lee (Perry)	Reynolds
Allen	Edwards (Pike)	Lewis	Robertson
Andrews	Ellis (Elmore)	Long (Butler)	Ross
Austin	Faulk	Long (Sumter)	Russell
Baker	Fletcher	Longshore	Seale
Barganier	Graham (Autauga)	Lynne	Shaw
Blunt	Graham (Clarke)	Mathews (Clarke)	Smith
Brindley	Hale	Mathews (Wilcox)	Sparks
Carnley	Hardaway	Milford	Stewart
Christian	Harrison	McDonald	Tompkins
Clayton	Hawkins	McLeod	Truss
Cliett	Holmes (Baldwin)	Oakley	Van de Graff
Cobbs	Jones (Escambia)	Orr	Waddell
Dansby	Jones (Montgomery)	Parker	Williams
Deese	Johnson	Peters	Wilson
Dickson	Lawson	Pittman	Woodard

—68

Mr. Orr offered the following amendment to the bill:

Amend section 7 of bill by adding a new subsection (e) to read as follows:

(e) It shall have a guarantee fund for the protection of policyholders which shall not be less in amount than twenty-five thousand dollars for each kind of insurance written and which shall be held in cash, mortgages or other securities approved by the insurance commissioner. Such guarantee fund may be retired from the free surplus of the company earned from that particular kind of insurance but the sum of the guarantee fund and free surplus shall never be less than the minimum of twenty-five thousand dollars. For moneys advanced to the company for such guarantee fund, it shall issue notes at such rate of interest as may be agreed upon but not exceeding twelve per centum per annum and the principle and interest shall be payable only out of free surplus remaining after providing for all reserve and other liabilities and shall not otherwise be a liability or claim against the company or its policyholders. No note for any such money advanced for a guarantee fund shall be given for more than the amount of money actually received by the company and no commission or promotion expenses shall be paid in connection with any such loan or advance.

On motion of Mr. Long of Butler the amendment offered by Mr. Orr was laid upon the table.

And the bill:

S. 134. To provide for the organization or admission and the regulation and taxation of incorporated mutual insurance companies, other than life.

As amended, was read a third time at length and passed.

Yeas, 66; Nays, 0.

Yeas:

Messrs:			
Mr. Speaker	Deese	Jones (Escambia)	Preston
Adams	Dickson	Jones (Montgomery)	Reynolds
Alexander	Dodson	Johnson	Ross
Allen	Dunaway	Lawson	Russell
Andrews	Ellis (Elmore)	Lewis	Seale
Arnold	Faulk	Longshore	Shaw
Baker	Fletcher	Lynne	Smith
Barganier	Graham (Autauga)	Mathews (Clarke)	Sparks
Blunt	Graham (Clarke)	Milford	Stewart
Bracken	Hale	Mitchell	Tompkins
Brindley	Hardaway	McDonald	Truss
Carnley	Hare	McLeod	Van de Graff
Christian	Harrison	Oakley	Waddell
Clayton	Hawkins	Parker	Whorton
Cliett	Holmes (Baldwin)	Peters	Wilson
Cobbs	Holmes (Elmore)	Pittman	Woodard
Dansby	Howle		

—66

S. 26. To provide for the employment of State convicts in mining coal on the coal lands of the University of Alabama.

Was taken up. Mr. Long of Sumter offered the following amendment to the bill:

"Amend by striking out section 6."

And the amendment was adopted.

Yeas, 64; Nays, 0.

Yeas:

Messrs:			
Mr. Speaker	Clayton	Hawkins	Lynne
Adams	Cliett	Holmes (Baldwin)	Mathews (Clarke)
Alexander	Cobbs	Holmes (Elmore)	Mathews (Wilcox)
Allen	Dansby	Howle	McDonald
Andrews	Deese	Jones (Escambia)	McLeod
Austin	Dodson	Jones (Montgomery)	Oakley
Baker	Dunaway	Johnson	Parker
Barganier	Fletcher	Lawson	Partridge
Blunt	Graham (Autauga)	Lee (Butler)	Peters
Bracken	Graham (Clarke)	Lee (Perry)	Pittman
Brindley	Guy	Lewis	Preston
Carnley	Hale	Long (Sumter)	Robertson
Christian	Hardaway	Longshore	Ross

Russell	Smith	Truss	Whorton
Salter	Sparks	Van de Graff	Wilson
Shaw	Tompkins	Waddell	Woodard

—64

Mr. Long of Sumter offered the following amendment to the bill:

Nothing in the provisions of this act shall prevent the highway department from working convicts on the public roads.

And the amendment was adopted.

Yeas, 64; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Johnson	Pittman
Adams	Deese	Lawson	Preston
Alexander	Dodson	Lee (Butler)	Robertson
Allen	Dunaway	Lee (Perry)	Ross
Andrews	Fletcher	Lewis	Russell
Austin	Graham (Autauga)	Long (Sumter)	Salter
Baker	Graham (Clarke)	Longshore	Shaw
Barganier	Guy	Lynne	Smith
Blunt	Hale	Mathews (Clarke)	Sparks
Bracken	Hardaway	Mathews (Wilcox)	Tompkins
Brindley	Hawkins	McDonald	Truss
Carnley	Holmes (Baldwin)	McLeod	Van de Graff
Christian	Holmes (Elmore)	Oakley	Waddell
Clayton	Howle	Parker	Whorton
Cliett	Jones (Escambia)	Partridge	Wilson
Cobbs	Jones (Montgomery)	Peters	Woodard

—64

Mr. Ross offered the following amendment to the bill:

Amend Senate bill by adding section eight, and amend the caption of said bill:

Section 8. That on and after January 1st, 1923, it shall be unlawful for any person to lease or let for hire, any State or county convict to any person, firm or corporation, and any person found guilty of a violation of this section shall be punished at the discretion of the jury by a fine not to exceed five thousand dollars or by imprisonment for not more than five years.

Amend caption by adding at close thereof the words "and to abolish the lease system and to provide a penalty for a violation thereof."

Mr. Long of Butler moved to table the amendment offered by Mr. Ross and the motion to table was lost.

Yeas, 27; Nays, 46.

Yeas:

Messrs:

Allen	Benners	Christian	Dunaway
Andrews	Blunt	Clayton	Fletcher

Graham (Autauga)	Lee (Perry)	Oakley	Tompkins
Graham (Clarke)	Lewis	Reynolds	Tunstall
Guy	Long (Butler)	Seale	Wilson
Hardaway	Long (Sumter)	Smith	Woodard
Johnson	Moorer	Stoddard	

—27

*Nays:**Messrs:*

Mr. Speaker	Dickson	Longshore	Preston
Adams	Dodson	Lynne	Robertson
Arnold	Faulk	Mathews (Clarke)	Ross
Austin	Hall (Henry)	Milford	Russell
Baker	Hare	Mitchell	Salter
Barganier	Harrison	McDonald	Shaw
Bracken	Holmes (Elmore)	McLeod	Stewart
Brindley	Howle	Orr	Truss
Calvert	Ingram	Parker	Van de Graff
Carnley	Jones (Montgomery)	Peters	Waddell
Cliett	Lawson	Pittman	Whorton
Deese	Lee (Butler)		

—46

And the amendment offered by Mr. Ross was adopted.
Yeas, 58; Nays, 8.

*Yeas:**Messrs:*

Mr. Speaker	Dunaway	Longshore	Ross
Adams	Edwards (Dallas)	Lynne	Russell
Andrews	Edwards (Pike)	Mathews (Clarke)	Salter
Arnold	Faulk	Milford	Seale
Austin	Hall (Henry)	McDonald	Shaw
Baker	Hare	McLeod	Smith
Barganier	Holmes (Elmore)	Oakley	Sparks
Brindley	Howle	Orr	Stoddard
Calvert	Ingram	Parker	Truss
Carnley	Jones (Escambia)	Peters	Van de Graff
Cliett	Jones (Montgomery)	Pittman	Waddell
Cobbs	Johnson	Preston	Whorton
Dansby	Lawson	Reynolds	Wilson
Deese	Lee (Butler)	Robertson	Woodard
Dickson	Long (Sumter)		

—58

*Nays:**Messrs:*

Blunt	Graham (Clarke)	Long (Butler)	Stewart
Christian	Lewis	Moorer	Tompkins

—8

And the bill:

S. 26. To provide for the employment of State convicts in mining coal on the coal lands of the University of Alabama.

As amended, was read a third time at length and passed.

Yeas, 48; Nays, 29.

Yeas:

Messrs:

Mr. Speaker	Dunaway	Lee (Butler)	Salter
Allen	Edwards (Dallas)	Lee (Perry)	Seale
Andrews	Faulk	Lewis	Smith
Austin	Fletcher	Long (Butler)	Sparks
Benners	Graham (Autauga)	Long (Sumter)	Stoddard
Blunt	Graham (Clarke)	Lynne	Tompkins
Brindley	Guy	Mathews (Clarke)	Truss
Christian	Hall (Henry)	Moorer	Tunstall
Clayton	Hare	McLeod	Van de Graff
Cobbs	Holmes (Baldwin)	Parker	Waddell
Dansby	Jones (Escambia)	Peters	Wilson
Deese	Lawson	Pittman	Woodard

—48

Nays:

Messrs:

Adams	Dodson	Jones (Montgomery)	Preston
Arnold	Edwards (Pike)	Johnson	Reynolds
Baker	Ellis (Elmore)	Longshore	Robertson
Barganier	Harrison	Milford	Ross
Calvert	Hawkins	Mitchell	Russell
Carnley	Howle	McDonald	Stewart
Cliett	Ingram	Orr	Whorton
Dickson			

—29

RECESS.

The hour of one o'clock having arrived the House recessed until 3 P. M.

AFTERNOON SESSION.

The House met pursuant to adjournment.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

Mr. Speaker:

Your Committee on Engrossed Bills begs leave to report that it has examined the following House bills:

H. 692. To provide for the annexation of Bay, Calhoun, Escambia, Holmes, Jackson, Okaloosa, Santa Rosa, Walton and Washington counties in West Florida to the State of Alabama, with the assent of the state of Florida and the Congress of the United States.

Also:

H. 306. To provide for the levy and collection of an inheritance or succession tax for the State of Alabama.

Also:

H. 512. To provide for absent qualified electors of the State of Alabama to vote in any general, special, or municipal election

in this State while absent from the State or from the county or precinct in which he is a qualified elector; to provide the method of carrying out such provision; and to require election officers and others charged with duties hereunder to perform duties in connection therewith.

And finds same correct.

W. H. Stoddard,
Chairman.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted the report of the Committee of Conference on the disagreement of the two houses on the Senate amendment to the bill:

H. 712. To provide for the consolidation of adjacent or contiguous cities having each a population between four thousand and six thousand five hundred, according to the last preceding official and published Federal census, and to provide for the organization and officers of such consolidated city.

And returns same herewith to the House.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bill, and returns same herewith to the House:

H. 848. To detach the counties of Greene, Pickens and Sumter from the sixth judicial circuit, and attach said counties to the Marengo circuit; and fix the time for holding court in said counties, and to designate said circuit the 18th judicial circuit.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following joint resolution:

By Mr. Acker:

S. J. R. 140. Resolved by the Senate, the House concurring, that when both houses adjourn today it be till Wednesday morning, Sept. 17, at 9:30 o'clock A. M.

And sends same to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Lynne the House concurred in and adopted the Senate joint resolution set out in the above and foregoing message from the Senate.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in the House amendments to the following Senate bills:

S. 134. To provide for the organization or admission and the regulation and taxation of incorporated mutual insurance companies, other than life.

Also:

S. 26. To provide for the employment of State convicts in mining coal on the coal lands of the University of Alabama.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 309. To provide for the establishment and maintenance of a home for mental inferiors in Alabama; to define who are mental inferiors; to provide for their care, treatment, and training, and to appropriate the money necessary therefor from the State treasury.

S. 680. To provide for holding district and county fairs for boys' agricultural and girls' home demonstration clubs; to prescribe the manner in which they shall be held; to create boards of directors for district and county fairs for boys' agricultural and girls' home demonstration clubs in each county; to create fair districts for boys' agricultural and girls' home demonstration clubs in each county; to create fair district committees for boys' agricultural and girls' home demonstration clubs in each county; to provide for holding meetings of instruction for members of the boys' agricultural and girls' home demonstration clubs; to make appropriations for such fairs and to prescribe methods for drawing and spending same.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate Bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one

time and referred to appropriate standing committees as follows:
Ways, Means and Appropriations: S. 309, S. 680.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in the House amendment to the bill:

S. 368. To provide for the establishment, maintenance, repair and regulation of the public highways, including bridges and ferries in St. Clair county.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in the House amendment to the bill:

S. 497. To provide for the election of county road engineers in counties having a population of not less than eighty thousand nor more than eighty-two thousand, according to the Federal census of 1910, and to fix their duties and compensation.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has nonconcurred in the House amendment to the bill:

S. 400. To fix the salary of the several circuit judges in Alabama.

And requests a committee of conference of three members from each house. Conferees on part of the Senate: Messrs. Evins, Miller and Phillips.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The House acceded to the request of the Senate for a conference committee on the disagreement of the two houses on the House amendment to the bill, S. 400, and the Speaker named as a committee of conference on part of the House, Messrs. Ben-ners, Tompkins and Stoddard.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has nonconcurrent in the House amendment to the bill:

S. 279. To fix the compensation of members of the courts of county commissioners and boards of revenue in all counties having a population of not less than 30,900 and not more than 30,975 according to the last Federal census, and to provide for the payment of the same.

And requests a committee of conference.

Conferees on part of the Senate: Messrs. Rogers of Lauderdale, McDowell and Ellis.

And returns said bill herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The House acceded to the request of the Senate for a committee of conference on the disagreement of the two houses on the House amendment to the bill, S. 279, and the Speaker named as a committee of conference on part of the House, Messrs. Sherrod, Shaw and Orr.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill:

S. 628. To provide for the relief of the city of Montgomery, Alabama, of the sum of \$8,901.62 for paving with asphalt of the roadway of Bainbridge, Washington and Union Streets adjoining the State capitol and to authorize the payment of the same.

(With notice and proof thereto attached and herewith exhibited as follows:)

State of Alabama, }
Montgomery County. }

I, Milton Y. Hood, manager Want Ad Department of the Montgomery Journal, a newspaper published in the city of Montgomery, hereby certify that the attached clipping is a true copy of an advertisement published in said Montgomery Journal on February 5th, 12th, 19th and 26th, 1919;

NOTICE.

Notice is hereby given that a bill will be introduced in the 1919 term of the Legislature of the State of Alabama in substance as follows, to-wit:

AN ACT

To provide for the relief of the city of Montgomery, Alabama, of the sum of \$8,901.62 for paving with asphalt of the roadway of Bainbridge,

Washington and Union streets adjoining the State Capitol and to authorize the payment of the same.

Be it enacted by the Legislature of Alabama:

Section 1. That the sum of eighty-nine hundred one and 62/100 dollars, (\$8,901.62) be and is hereby appropriated out of the State treasury for the relief of the city of Montgomery, Alabama, for the paying of the roadway of Bainbridge street from Monroe street to Washington street amounting to \$2,844.89, also the roadway of Washington street from Bainbridge street to Union street amounting to \$2,235.75, and the roadway of Union street from Washington street to Monroe street, amounting to \$3,820.98, these streets having been heretofore paved with asphalt.

Section 2. Be it further enacted: That the State auditor is hereby authorized and required to draw his warrant on the State treasurer for the amount appropriated in section 1 of this act, payable to the city of Montgomery, Alabama.

L. A. Sanderson,
City Attorney.

Witness my hand this the 21st day of August, 1919.

Milton Y. Hood,
Mgr. Want Ad Dept. of Montgomery Journal.

Montgomery County, }
State of Alabama. }

I, L. A. Sanderson, a notary public, in and for said State and county, appeared Milton Y. Hood, who is known to me to be the manager Want Ad of the Montgomery Journal, a newspaper published in the city of Montgomery, personally appeared before me on this day and on oath states that he is informed of the contents of this certificate, and that the same voluntarily is true and correct.

Subscribed and sworn to before me this the 21st day of August, 1919.

L. A. Sanderson,
Notary Public, Montgomery County, Alabama.

Also:

S. 629. To provide for the relief of the city of Montgomery, Alabama, of the sum of \$862.14 for paving the sidewalks of the State Normal School on South Jackson street and to authorize the payment of the same.

(With notice and proof thereto attached and herewith exhibited as follows:

State of Alabama, }
Montgomery County. }

I, Milton Y. Hood, manager Want Ad Department of the Montgomery Journal, a newspaper published in the city of Montgomery, hereby certify that the attached clipping is a true copy of an advertisement published in said Montgomery Journal on February 5th, 12th, 19th and 26th, 1919;

NOTICE.

Notice is hereby given that a bill will be introduced in the 1919 term of the Legislature of the State of Alabama in substance as follows, to-wit:

AN ACT

To provide for the relief of the city of Montgomery, Alabama, of the sum of \$862.14 for paving the sidewalks of the State Normal School on

South Jackson street, and to authorize the payment of the same.
Be it enacted by the Legislature of Alabama:

Section 1. That the sum of eight hundred sixty-two and 14/100 dollars: (\$862.14) be and is hereby appropriated out of the State treasury for the relief of the city of Montgomery, Ala., for the paving of the sidewalks in front of the State Normal School on South Jackson street in the city of Montgomery.

Section 2. Be it further enacted: That the State auditor is hereby authorized and required to draw his warrant on the State treasurer for the amount appropriated in section 1 of this act, payable to the city of Montgomery.

L. A. Sanderson,
City Attorney.

Witness my hand this the 21st day of August, 1919.

Milton Y. Hood,
Mgr. Want Ad Dept. of Montgomery Journal.

Montgomery County, }
State of Alabama. }

I, L. A. Sanderson, a notary public, in and for said State and county, appeared Milton Y. Hood, who is known to me to be the manager Want Ad of the Montgomery Journal, a newspaper published in the city of Montgomery, personally appeared before me on this day and on oath states that he is informed of the contents of this certificate, and that the same voluntarily is true and correct.

Subscribed and sworn to before me this the 21st day of August, 1919.

L. A. Sanderson,
Notary Public, Montgomery County, Alabama.

Also:

S. 553. To provide for a clerk to the tax assessor in counties having more than 37,000 population and less than 37,400 population, according to the 1910 Federal census, to prescribe the duties of such clerks and provide for their appointment and compensation.

(With notice and proof thereto attached and herewith exhibited as follows:)

A BILL

A bill will be introduced for enactment in the present session of the Legislature of Alabama, in substance as follows:

To be entitled an act to provide for a clerk to the tax assessor in counties having more than 37,000 population and less than 37,400 population, according to the 1910 Federal census, to prescribe the duties of such clerks and provide for their appointment and compensation.

Section 1. Be it enacted by the Legislature, That in each county having more than 37,000 population and less than 37,400 population, according to the 1910 Federal census, the tax assessor thereof is authorized to appoint a clerk to discharge such duties as may be assigned such clerk by said tax assessor relative the assessment of taxes of the property situated in the county; it being the duty of such clerk, as far as consistent, in the doing of the work so assigned, to be and remain during office hours in the office of such tax assessor.

Section 2. That the salary of each clerk so appointed shall be \$100.00 per month, payable out of the general funds of the county, on the warrant

of the probate judge, who shall draw such warrant whenever the tax assessor furnishes the probate judge a certificate to the effect that the said clerk is entitled to such salary; it being the duty of each tax assessor within this class to present such certificates to the probate judge within ten days after the end of each month for the salary of the preceding month.

Section 3. That such clerks may be appointed by the respective tax assessors at any time after this act goes into effect, and the clerks so appointed shall hold, at the will of the respective tax assessors making the appointment, and may be removed at any time without any cause being assigned for such action.

Section 4. That this act shall go into effect immediately after its passage and approval by the governor.

The State of Alabama, }
Walker County. }

Before me, the undersigned authority in and for said State and county, this day personally appeared L. S. Richardson, publisher of The Mountain Eagle, a newspaper published at Jasper, Walker county, Alabama, who being duly sworn, says that a notice of bill, copy of which is hereto attached, was published in the said Mountain Eagle once a week for four consecutive weeks, beginning on the 30th day of July, 1919, and ending with issue of August 20th, 1919.

L. S. Richardson, Publisher.

Sworn to and subscribed before me, this 20th day of August, 1919.

(Seal)

J. F. Craig,
Notary Public.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:

Ways, Means and Appropriations: S. 629, S. 628.

Judiciary: S. 553.

MESSAGE FROM THE GOVERNOR.

September 15, 1919.

Gentlemen of the House of Representatives:

I return herewith House bill 650, without my approval.

The body of the act provides that in all counties in the State having a population of 200,000 or more according to the last or any subsequent Federal census the bailiffs of all courts of record in such counties shall be appointed by the judges of such courts. The difference in the basis of classification of the counties to which the act shall apply, as between the title and the body of the act, is such that it cannot be said that the scope and purpose of the act are clearly set forth in the title.

This was the original title of the act. The body of the act was so changed by amendment in the Senate as to create this divergence between the body of the act and the title which was allowed to remain as it was in the original bill.

To remove my objection, I suggest the following amendment of the title, namely: Amend the title of the act so as to read as follows:

"A bill to be entitled an act to provide for the appointment of bailiffs in all courts of record in all counties of the State of Alabama having a population of 200,000 or more according to the last or any subsequent Federal census, and to fix the compensation of such bailiffs and to provide for the payment of such compensation."

Respectfully,
Thos. E. Kilby,
Governor.

On motion of Mr. Arnold, the House concurred in and adopted the amendment proposed by the governor to the bill, H. 650, said governor's amendment being set out in the above and foregoing message from the governor.

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Howle	Ross
Adams	Collins	Ingram	Russell
Albright	Crump	Jones (Escambia)	Salter
Alexander	Deese	Jones (Montgomery)	Seale
Allen	Dunaway	Johnson	Shaw
Andrews	Faulk	Lawson	Sherrod
Arnold	Fletcher	Lewis	Smith
Baker	Gilbert	Lynne	Sparks
Barganier	Graham (Autauga)	Milford	Stewart
Benners	Graham (Clarke)	Mitchell	Trammell
Blunt	Griffin	Moorer	Truss
Bracken	Guy	Murphree	Tunstall
Brindley	Hale	McLeod	Waddell
Calvert	Hardaway	Oakley	Whorton
Carnley	Hare	Orr	Williams
Clayton	Hawkins	Peters	Woodard
Cliett	Hollis		

—66

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 500. Providing for the establishment and construction of a trunk highway from Garden City, Cullman county, Alabama, to the Jefferson county line, along and over the abandoned track bed of the Louisville and Nashville railroad, which has been dedicated to the State for public highway.

S. 661. To provide for the payment of sundry or incidental expenses of the sheriff's office in counties in this State having a sheriff serving on a salary basis, or which may hereafter have a sheriff serving on a salary basis, and to provide for an accounting by the sheriff of money received by him under this act.

S. 660. To require the superintendent, manager, intern, or other person in control or in charge of hospitals, and physicians, treating injured persons, to report, to the chief of police and sheriff, any and all injured persons coming into such hospital, in counties having a population of two hundred thousand or more, according to the last Federal census or any future Federal census, and to fix penalties for the violation thereof.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:

Public Roads and Highways: S. 500.

Ways, Means and Appropriations: S. 661.

Public Health: S. 660.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following joint resolution:

By Mr. Carmichael:

S. J. R. 120. Relating to Federal aid for the promotion or development of mines and mining, and mining engineering in the State of Alabama.

Whereas, the Alabama educational commission has recommended the concentration at the University of Alabama of training and investigations in mining engineering and the authorities of the two States engineering colleges have accepted this recommendation, and

Whereas, it appears that certain advantages may in future years accrue to the several states in the development of mines and mining by the action of the Federal Government:

Now, therefore, be it resolved by the Senate of the State of Alabama, the House concurring:

1. That the department of mining engineering of the University of Alabama be and hereby is declared to be the "School of Mines" of the State of Alabama.

2. That Alabama's share of such Federal aid as may hereafter be provided by Congress for the promotion or development of mines and mining, and mining engineering in the several States through educational agencies, shall be put at the exclusive

disposal of the University of Alabama to be utilized in connection with or by that institution in such manner as the Federal law and regulation may prescribe.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Van de Graaff, the House concurred in and adopted S. J. R. 120 which is set out in the above and foregoing message from the Senate.

BILLS ON THIRD READING.

H. 767. To establish and create the Alabama horticultural society for the promotion and development of fruit-growing within the State of Alabama and to define its powers and duties.

Was read a third time at length and passed.

Yeas, 55; Nays, 3.

Yeas:

Messrs:

Mr. Speaker	Deese	Lawson	Salter
Albright	Dickson	Longshore	Seale
Allen	Edwards (Dallas)	Lynne	Shaw
Andrews	Ellis (Bullock)	Matthews (Wilcox)	Sherrod
Baker	Graham (Autauga)	Murphree	Simpson
Benners	Graham (Clarke)	McDonald	Smith
Blunt	Hall (Henry)	McLeod	Sparks
Brindley	Harrison	Oakley	Tompkins
Calvert	Hawkins	Oliver	Truss
Carnley	Holmes (Baldwin)	Pittman	Tunstall
Christian	Holmes (Elmore)	Preston	Waddell
Clayton	Ingram	Reynolds	Wilson
Cliett	Jones (Escambia)	Ross	Woodard
Dansby	Johnson	Russell	

—55

Nays:

Messrs:

Lee (Perry)	Long (Butler)	Whorton
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—3

H. 766. To regulate the manufacture, sale and shipment of insecticides and fungicides in the State of Alabama and to provide means and penalties therefor and provide disposition of funds arising therefrom.

Was taken up. Mr. Cobbs offered the following substitute for the bill:

Amend House bill No. 766, so as to read as follows:

To be entitled an act to regulate the manufacture, sale, offering for sale, and other disposition of insecticides and fungicides

in the State of Alabama and to provide means and penalties therefor, and to provide disposition of funds arising therefrom.

Be it enacted by the Legislature of Alabama:

That the provisions of this act shall govern the manufacture, sale, offering for sale, or other disposition of insecticides, fungicides or ingredients thereof, and other remedies or materials used in the control or eradication of insect pests and plant diseases within the State of Alabama.

Section 1. That it shall be unlawful for any person to manufacture within the State of Alabama, or to sell or offer for sale, or otherwise dispose of within the State any insecticide, Paris green, lead arsenate, or a fungicide, which is adulterated or misbranded within the meaning of this act and any person who shall violate any of the provisions of this act shall be guilty of a misdemeanor, and shall upon conviction thereof, be fined not less than \$50.00 nor more than \$200.00 for the first offense, and upon conviction for each subsequent offense be fined not less than \$200.00 or more than \$500.00, each and all of which fines when collected, shall be paid into the commissioner of agriculture and industries and credited to the insecticide and fungicide fund and be used for the purpose of carrying out and enforcing the provisions of this act.

Section 2. That it shall be the duty of the commissioner of agriculture and industries, with the assistance of the State chemist, to make uniform rules and regulations for carrying out the provisions of this act, including the collections and examination of specimens of insecticides, Paris greens, lead arsenates and fungicides manufactured, sold, offered for sale, or otherwise disposed of in this State.

That the commissioner of agriculture and industries in person or by deputy is hereby authorized to draw a sample from any lot, parcel or package of insecticide or fungicide, or material of mixture of materials used for insecticidal or fungicidal purposes which may be manufactured, sold or offered for sale in this State, and said samples shall be submitted to the official chemist of the department (the ex-officio State chemist), who shall make an analysis of the same at the earliest practical moment and report the results of such analysis to the commissioner. The official certificate of the analysis, signed by the chemist and bearing the seal of the department of agriculture and industries, shall be admissible in evidence in any of the courts of this State on the trial of any issue involving the merits of the article thus sampled and analyzed. The quality of the bulk from which the sample was taken shall prima facie be presumed to be the same, as the quality of the sample as shown by the analysis. For the pur-

pose of defraying the expenses incurred in employing the necessary chemical assistance and providing the chemical supplies required in making such analyses, there may be paid out of the proceeds of this act by the commissioner of agriculture and industries, such amount as may be actually expended for such purposes, not exceeding twelve hundred dollars per annum, as may be shown by properly vouchered statements submitted to the commissioner, said funds being paid quarterly on the requisition of the treasurer of the Alabama Polytechnic Institute, duly certified by the president of that institution.

Section 3. That the commissioner of agriculture and industries is hereby authorized to enforce all the provisions of this act through the division of foods, feeds and drugs. He shall in person or by deputy have free access to all places of business, manufacturing or mixing plants, buildings, carriages, cars, vessels, and parcels of whatsoever kind used in the manufacture, transportation, sale or storage of any insecticide, fungicide, or ingredients of same, or other remedy of any insecticide, fungicide, or ingredient of same, or material used in the control, repelling or eradication of insect pests and plant diseases within the State of Alabama, shall have the power and authority to open any parcel containing or supposing to contain any insecticide, fungicide or ingredient of same or other remedy or material, and upon tender and full payment of the selling price to take samples therefrom.

For the administration, clerical and sampling work required under the provisions of this act, the commissioner of agriculture and industries, is hereby authorized to expend from any funds accruing under this act, for compensation of the assistants or samplers performing services under this act not exceeding twenty-five dollars (\$25.00) each, per month, or a total amount not to exceed fifteen hundred dollars (\$1,500.00) per annum. Such expenditures shall be paid by warrant of the State auditor upon bills approved by the commissioner. All moneys arising under the provisions of this act shall be payable to the commissioner of agriculture and industries and shall be by him paid monthly into the State treasury. Such moneys shall be set aside and credited to the "insecticide and fungicide fund."

Section 4. If it shall appear from any examination herein provided for, that any of such specimens are adulterated or misbranded within the meaning of this act, the commissioner of agriculture and industries shall cause notice thereof to be given to the person from whom such sample was obtained. Any person so notified shall be given an opportunity to be heard under such rules and regulations as may be prescribed aforesaid, and if it appears that any of the provisions of this act have been vio-

lated by such person, then the commissioner of agriculture and industries shall at once certify the facts to the proper circuit solicitor of this State, with a copy of the results of the analysis or the examination of such article duly authenticated by the analyst or officer making such examination under the oath of such officer. After judgment of the court that article or articles is or are not misbranded or adulterated, notice of the courts judgment or finding shall be given by publication in such manner as may be prescribed by the rules and regulations aforesaid.

Section 5. That it shall also be the duty of each circuit solicitor to whom the commissioner of agriculture and industries shall report any violation of this act, to cause appropriate proceedings to be commenced and prosecuted in the proper courts of record, of this State, without delay, for the enforcement of the penalties as in such cases herein provided.

Section 6. That the term "insecticide" as used in this act shall include any substance or mixture of substances intended to be used for preventing, destroying, repelling, or mitigating any insects which may infest vegetation, man or other animals, or households, or be present in any environment whatsoever. The term "Paris green" as used in this act shall include the product sold in commerce as Paris green and chemically known as aceto arsenite of copper. The term "lead arsenate" as used in this act shall include the product or products sold in commerce as lead arsenate and consisting chemically of products derived from arsenic acid (H3 ASO4) by replacing one or more hydrogen atoms by lead. That the term "fungicide" as used in this act shall include any substance or mixture of substances intended to be used for preventing, destroying, repelling, or mitigating any and all fungi that may infest vegetation or be present in any environment whatsoever.

Section 7. That for the purpose of this act an article shall be deemed to be adulterated:

In the case of Paris green; first, if it does not contain at least fifty percentum of arsenous oxide; second, if it contains arsenic in water soluble forms, equivalent to more than three and one-half per centum of arsenous oxide; third, if any substance has been mixed and packed with it so as to reduce or lower or injuriously affect its quality or strength.

In the case of lead arsenate; first, if it contains more than fifty percentum of water; second, if it contains total arsenic equivalent to less than twelve and one-half per centum of arsenic oxide (AS2 O5); third, if it contains arsenic in water soluble forms, equivalent to more than seventy-five one hundredths per centum of arsenic oxide (AS2 O5); fourth, if any substances have been

mixed and packed with it so as to reduce, lower, or injuriously affect its quality or strength; provided however, that extra water may be added to lead arsenate (as described in this paragraph) if the resulting mixtures labeled lead arsenate and water, the percentage of extra water being plainly and correctly stated on the label.

In the case of insecticides or fungicides, other than Paris greens and lead arsenate; first, if its strength and purity fall below the professed standard or quality under which it is sold; second, if any substance has been substituted wholly or in part for the article; third, if any valuable constituents of the article has been wholly or in part abstracted; fourth, if it is intended for use on vegetation and shall and shall contain any substance or substances, which, although preventing, destroying, repelling or mitigating insects shall be injurious to such vegetation when used.

Section 8. That the term misbranded as used herein shall apply to all insecticides, paris green, lead arsenates or fungicides or articles which enter into the composition of insecticides or fungicides, the package or label of which shall bear any statement, design, or device regarding such article or the ingredients or substances contained therein which shall be false or misleading in any particular, and to all insecticides, paris greens, lead arsenates or fungicides which are falsely branded as to the states, territory, or country in which they are manufactured or produced.

That for the purpose of this act an article shall be deemed to be misbranded—

In the case of insecticides, paris greens, lead arsenates, and fungicides; first, if it be an imitation or offered for sale under the name of another article; second, if it be labeled or branded so as to deceive or mislead the purchaser, or if the contents of the package as originally put up shall have been removed in whole or in part and other contents shall have been placed in such package; third, if in package form, and the contents as stated in terms of weight or measure, they are not plainly and correctly stated on the outside of the package.

In the case of insecticides (other than paris greens and lead arsenates) and fungicides; first, if it contains arsenic in any of its combinations or in the elemental form and the total amount of arsenic present (expressed as percentum of metallic arsenic) is not stated on the label; second, if it contains arsenic in any of its combinations or in the elemental form and the amount of arsenic in water soluble forms (expressed as percentum of metallic arsenic) is not stated on the label; third, if it consists partially or

completely of any inert substance or substances which do not prevent, destroy, repel or mitigate insects or fungi and does not have the names and percentage amounts of each and every one of such inert ingredients plainly and correctly stated on the label; provided, however, that in lieu of naming and stating the percentage amounts of each and every inert ingredient the producer may at his discretion state plainly upon the label the correct names and percentage amounts of each and every ingredient of the insecticide or fungicide having insecticidal or fungicidal properties, and make no mention of the inert ingredients, except insofar as to state the total percentage of inert ingredients present.

Section 9. That no dealer shall be prosecuted under the provisions of this act when he can establish a guaranty signed by the wholesaler, jobber, manufacturer, or other party from whom he purchased such articles, to the effect that the same is not adulterated or misbranded within the meaning of this act. Said guaranty to afford protection, shall contain the name and address of the party or parties making the sale of such articles to such dealer, and in such case, said party or parties shall be amenable to the prosecutions, fines and other penalties which would attach in due course to the dealer under the provisions of this act.

Section 10. That any insecticide, paris green, lead arsenate or other fungicides that is adulterated or misbranded within the meaning of this act and is being manufactured, sold, offered for sale, or otherwise disposed of in this State, shall be liable to be proceeded against in the circuit court within the county wherein the same is found and seized for confiscation by a writ of seizure or other proper process for condemnation.

And if such article is condemned as being adulterated or misbranded within the meaning of this act, the same shall be disposed of by destruction or sale as the said court may direct, and the proceeds thereof, if sold, less the legal cost and charges, shall be paid to the commissioner of agriculture and industries of this State and become a part of the fund for the proper maintenance and enforcement of this act; but such goods shall not be disposed of for any uses or purposes in violation of the provision of this act; provided, that upon the payment of the cost of such proceedings and the execution and delivery of a good and sufficient bond to the effect that such articles shall not be sold or otherwise disposed of contrary to the provisions of this act, the court may, by order, direct that such article or articles be delivered to the owner thereof. The proceedings in such cases shall be by a petition in equity in which the State of Alabama shall be named as complainant and against the good seized, describing them, or

against the person in possession of the goods seized, if known, to obtain a decree for the condemnation and disposition of said goods. The judge, presiding in said court or any division thereof may superintend and make all proper orders, and orders of publication of notice to be published for all parties claiming the goods seized, to come in and assert their rights thereto. And the said court shall have authority to frame all orders of procedure so as to regulate the proceedings that any person may have an opportunity to come in and propound his claim to the goods and articles seized and sought to be condemned. The net proceeds derived from the sale of any property condemned and ordered to be sold by the court shall be paid to the commissioner of agriculture and industries and by him used for maintaining and enforcing the provisions of this act.

Section 11. That beginning with the tax year 1920 each person who manufactures, sells or offers for sale, within this State insecticides, fungicides or other articles or commodities herein mentioned, shall pay an annual license tax as follows:

Each manufacturer, wholesale dealer, commission merchant, jobber and broker, whose gross annual sales of said articles or commodities, during the preceding year exceed \$50,000.00, \$250.00; when such sales exceed \$40,000.00 and do not exceed \$50,000.00, \$200.00; when such sales exceed \$30,000.00 and do not exceed \$40,000.00, \$150.00; when such sales exceed \$20,000.00 and do not exceed \$30,000.00, \$100.00; when such sales exceed \$10,000.00 and do not exceed \$20,000.00, \$50.00; when such sales do not exceed \$10,000.00, \$25.00. Each retailer whose gross annual sales of said articles or commodities exceed \$1,000.00, \$5.00; all other persons who sell such articles at retail, \$2.50.

That the license taxes herein provided for shall be paid to the probate judge of the county in which the person applying therefor has his principal place of business, and upon such payment the probate judge shall issue a license therefor on the usual form furnished by the State auditor.

That each person from whom a license tax is required by the provisions of this act, shall between the first and fifteenth day of October in each year, file an application in writing, duly signed, and verified by some person having knowledge of the facts in which he shall state:

1. The name of the person applying for license and his business address.
2. The gross amount of sales of insecticides, fungicides and other articles and commodities for which a license is required made by applicant between the first day of October of the previ-

ous year and the first day of October in the year in which such application is filed.

4. That any and all collection of license money, when made by the probate judge of any county, shall, within thirty days after the same is collected by him, be paid over, without any abatements or deductions for fees or commissions, to the commissioner of agriculture and industries. The State auditor shall, from time to time, upon requisition of the commissioner of agriculture and industries, draw his warrant on the treasurer of the State, in favor of the treasurer of the Alabama State horticultural society, for any or all of the funds then to the credit of said insecticide and fungicide fund, and said money, when so paid over shall, by said society be used to promote the interests of said society by uniting the fruit growers of the State, provide meetings for exchange of ideas of value, to publish in annual form a record of such meetings; to assemble and display horticultural products for educational purposes and the advertisement of State advantages; to act as a medium of distribution of scientific knowledge acquired by experiment stations and other co-operative agencies; to encourage better methods of production, handling and marketing or horticultural products, together with such other action as in the judgment of its directors will promote horticultural development.

All expenditures by said society shall be covered by, itemized and properly receipted vouchers and shall be audited; and annual reports of the operations of the society, setting out in detail the receipts and disbursements, shall be made to the governor.

Section 12. That any person who does business without first applying for and obtaining the license herein provided, shall be guilty of a misdemeanor and upon conviction, shall be fined not less than \$50.00, nor more than \$500.00, and in no event less than twice the annual license tax required of him by this act.

Section 13. That the word "person" as used in this act, shall be construed to import both the plural and singular as the case demands, and shall include corporations, partnerships and associations. When construing and enforcing the provisions of this act, the act or omission or failure of any officer, agent or other person acting for or employed by any corporation, partnership, society or associations, within the scope of his employment or office, shall in every case be also deemed to be the act, omission or failure of such corporations, partnerships, societies or associations as well as that of the other person.

Section 14. That all laws and parts of laws in conflict with the provisions of this act be and the same are hereby repealed.

Section 15. This act shall be in force and effect upon its passage and approval by the governor.

Mr. Tunstall offered the following amendment to the substitute:

Amend section 11 of House bill No. 766 to read as follows:

Section 11. That each person who manufactures, sells, or offers for sale, within the State, insecticides, fungicides, or other articles herein mentioned, shall pay an annual tax as follows:

Each manufacturer, wholesale dealer, commission merchant, jobber and broker whose gross annual sales of said articles or commodities, during the preceding year exceed \$50,000.00, \$250.00; when such sales exceed \$40,000.00 and do not exceed \$50,000.00, \$200; when such sales exceed \$30,000.00 and do not exceed \$40,000.00, \$150.00; when such sales exceed \$20,000.00 and do not exceed \$30,000.00, \$100.00; when such sales exceed \$10,000.00 and do not exceed \$20,000.00, \$50.00; and when such sales do not exceed \$10,000.00, \$25.00.

Each retailer whose gross sales of said articles or commodities are not less than \$1,000.00, \$5.00.

That the license taxes herein provided for shall be paid to the probate judge of the county in which the person applying therefor has his principle place of business, and upon such payment the probate judge shall issue a license therefor on the usual form furnished by the State auditor.

That each person from whom a license tax is required by the provisions of this act shall between the first and fifteenth of Oct. in each year, except that all persons shall have until Jan. 1st, 1920, to obtain the license required for doing business after Oct. 1, 1919, and prior to Oct. 1st, 1920, file an application in writing for a license, duly signed and verified by some person having knowledge of the fact, in which he shall state:

1. The name of the person applying for license and his business address.

2. The gross amount of insecticides, fungicides and other articles and commodities for which a license is required made by applicant between the first day of Oct. of the previous year and the first day of Oct. in the year in which such application is filed; provided that the license for the ensuing year shall be based on the closest approximation of the gross amount of sales prior to Oct. 1st, 1919, and after Oct. 1st, 1918.

And the amendment to the substitute was adopted.

And the substitute as amended was adopted.

Yeas, 61; Nays, 4.

Yeas:

Messrs:

Mr. Speaker

Adams

Albright

Allen

Andrews

Austin

Baker

Blunt

Bracken

Brindley

Calvert

Carnley

Christian	Harrison	Mathews (Clarke)	Russell
Clayton	Hawkins	Matthews (Wilcox)	Salter
Cliett	Holmes (Baldwin)	Murphree	Seale
Cobbs	Ingram	McDonald	Shaw
Crump	Jones (Escambia)	McLeod	Simpson
Dansby	Johnson	Oakley	Smith
Deese	Lawson	Parker	Sparks
Dunaway	Lee (Butler)	Peters	Stewart
Edwards (Dallas)	Lewis	Pittman	Tompkins
Graham (Autauga)	Long (Sumter)	Preston	Waddell
Graham (Clarke)	Longshore	Reynolds	Wilson
Hall (Henry)	Lynne	Ross	Woodard
Hale			

—61

Nays:

Messrs:

Holmes (Elmore)	Howle	Long (Butler)	Orr
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—4

And the bill:

H. 766. To regulate the manufacture, sale and shipment of insecticides and fungicides in the State of Alabama and to provide means and penalties therefor and provide disposition of funds arising therefrom.

As amended by the substitute, as amended, was read a third time at length and passed.

Yeas, 58; Nays, 10.

Yeas:

Messrs:

Mr. Speaker	Cliett	Ingram	Pittman
Adams	Cobbs	Johnson	Preston
Albright	Dansby	Lee (Perry)	Reynolds
Allen	Deese	Long (Sumter)	Ross
Andrews	Dickson	Longshore	Russell
Austin	Dunaway	Lynne	Shaw
Baker	Edwards (Dallas)	Mathews (Clarke)	Simpson
Barganier	Edwards (Pike)	Matthews (Wilcox)	Smith
Blunt	Graham (Autauga)	Murphree	Sparks
Bracken	Graham (Clarke)	McDonald	Tompkins
Brindley	Hale	McLeod	Truss
Calvert	Hardaway	Oakley	Waddell
Carnley	Harrison	Parker	Wilson
Christian	Hawkins	Peters	Woodard
Clayton	Holmes (Baldwin)		

—58

Nays:

Messrs:

Arnold	Lee (Butler)	Robertson	Stewart
Holmes (Elmore)	Long (Butler)	Salter	Whorton
Howle	Orr		

—10

H. 725. To prevent the tethering, tying out or taking out of any cow, calf, horse, mule, hog, goat, sheep or other live stock or

animal upon any public road in this State or along the side of or so near to any public road that such animal so tethered, tied out or staked out may go upon the public road.

Was read a third time at length and passed.

Yeas, 60; Nays, 9.

Yeas:

Messrs:

Mr. Speaker	Dansby	Jones (Escambia)	Oakley
Adams	Deese	Jones (Montgomery)	Parker
Albright	Dickson	Johnson	Peters
Alexander	Dodson	Lawson	Pittman
Allen	Dunaway	Lee (Butler)	Robertson
Andrews	Edwards (Dallas)	Lewis	Ross
Arnold	Graham (Autauga)	Long (Butler)	Russell
Barganier	Graham (Clarke)	Longshore	Shaw
Blunt	Hale	Lynne	Simpson
Bracken	Harrison	Mathews (Clarke)	Smith
Calvert	Hawkins	Mathews (Wilcox)	Sparks
Carnley	Holmes (Baldwin)	Milford	Tompkins
Clayton	Holmes (Elmore)	Murphree	Truss
Cliett	Howle	McDonald	Waddell
Cobbs	Ingram	McLeod	Wilson

—60

Nays:

Messrs:

Austin	Christian	Preston	Sherrod
Baker	Lee (Perry)	Reynolds	Stewart
Brindley			

—9

And the bill was ordered sent forthwith to the Senate without engrossment.

S. 361. To prescribe the term of training for nurses in hospital and schools in Alabama, and the method of certification as such.

Was read a third time at length and passed.

Yeas, 70; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Harrison	Long (Sumter)
Adams	Clayton	Hawkins	Longshore
Albright	Cliett	Holmes (Baldwin)	Lynne
Allen	Cobbs	Howle	Mathews (Clarke)
Andrews	Dansby	Ingram	Mathews (Wilcox)
Austin	Deese	Jones (Escambia)	Milford
Baker	Dickson	Jones (Montgomery)	Murphree
Barganier	Dodson	Johnson	McDonald
Blunt	Dunaway	Lawson	McLeod
Brindley	Edwards (Dallas)	Lee (Butler)	Oakley
Calvert	Graham (Autauga)	Lee (Perry)	Orr
Carnley	Graham (Clarke)	Lewis	Parker
Christian	Hardaway	Long (Butler)	Peters

Pittman
Preston
Reynolds
Robertson
Ross

Russell
Salter
Shaw
Simpson
Smith

Sparks
Stewart
Tompkins
Waddell

Whorton
Williams
Wilson
Woodard

—70

H. 128 (with substitute). To amend chapter 230 of the Code of Alabama, of 1907, relating to hotels and innkeepers; and to include therein regulation of cafes, restaurants and eating places.

Was taken up. The question was upon the adoption of the substitute reported by the Standing Committee on Public Health, said substitute being as follows:

To be entitled an act to amend chapter 230 of the Code of Alabama, of 1907, relating to hotels and innkeepers; and to include therein regulations of cafes, restaurants and eating places.

Be it enacted by the Legislature of Alabama, that chapter 230, Code of Alabama, 1907, be amended to read as follows:

7094. That every building or structure, used or maintained as, or advertised as, or held out to the public to be an inn, hotel or public lodging house or place where sleeping accommodations are furnished for hire to transient guests, whether with or without meals, shall, for the purpose of this act be defined to be a hotel, and whenever the word hotel shall occur in this act, it shall be construed to mean every such structure as is described in this section. And every building, floor, room, or rooms, or part of the building or other structure, kept, used, maintained, held out or advertised to the public as a restaurant or eating place for pay, without sleeping accommodations, shall be deemed a restaurant or cafe within the meaning or purview of this act.

7094 (a). That it shall be the duty of every hotel keeper, and restaurant and cafe keeper, and of every managing officer, agent or representative of such keeper, and of every party providing like accommodations for the public:

1. To keep such establishment in a clean, sanitary condition, conducive to the maintenance of good health and the prevention of disease of and among its patrons and customers.

2. To have and to keep all rooms that are assigned to guests, and the furniture and furnishings therein, properly cleaned, dusted and prepared, and free from vermine of any character and free from dirt and filth; to provide proper protection against mosquitoes in the sleeping room or rooms; to provide proper light and ventilation in said room or rooms, to furnish and provide clean, fresh bed linens of proper dimensions, unused by any other persons or guests since last laundering of said bed linen; to furnish clean and fresh towels unused by any other person or guest since last laundering of said towels; to furnish soap which

has not been used by any other person, and to remove all bed linens, towels, and soap that may have been used by any other person from any room or rooms before said room is, or said rooms are, occupied by any person.

3. To have such room, or rooms, together with all bed clothes, coverings and all furniture and furnishings thereof, properly disinfected whenever any room, or rooms, have been occupied by any person or persons, suffering from a contagious or infectious disease or sickness; said disinfection to be made under the rules and regulations of the State hotel and cafe inspector and the State committee of public health, and no such room so occupied shall be assigned to guests before a proper disinfection shall have been made.

4. Where a wash room, wash basin, wash bowl, or lavatory for public use or for the general use of guests or patrons is maintained, if soap is furnished, to furnish the same in liquid form, and if towels are furnished, to furnish a clean fresh towel to each of the persons using such wash room, wash basin, wash bowl, or lavatory, unused by any other person since it was last laundered; if said towel be of cloth; and if the towels furnished be of other material, same shall be sanitary and approved by the State hotel and cafe inspector and the State committee of public health, and a separate towel to be furnished each person; and at no time shall said accommodations if for white people be used by other than white people, or if for negroes be used by other than negroes and separate accommodations of this kind from those provided for whites must be provided for the negro employees of the establishment.

5. To screen or have screened with wire cloth or gauze (mesh not to be larger than one-sixteenth inch) all doors, windows, and other openings in the kitchens, dining rooms, pantries and serving rooms where meals or foods are prepared, cooked, or served, or to use or have used other device or method approved by the State hotel and cafe inspector, sufficient to keep out flies and mosquitoes; to keep all walls, floors, furniture, including tables, chairs, counters, etc., and all utensils used in said kitchens, pantries, serving rooms and dining rooms at all times in a clean, presentable and sanitary condition; to furnish at all times neat, clean and fresh table linens to each guest or patron when being served at tables, and when napkins are furnished same shall be fresh laundered and have been unused by any other persons or guests since last laundering, if said napkins be of cloth; but if napkins as furnished be of other material, same shall be sanitary and approved by the State hotel and cafe inspector, and used but one time.

6. To keep all wash rooms and lavatories, toilets, toilet rooms, closets and privies in a clean and sanitary condition and at no time to allow such closets, toilet rooms, toilet stools, toilet seats and privies to become or remain foul or filthy and the vaults thereof to become full or clogged with fecal matter, but said vaults and said privies, stools and seats thereof shall be scoured as often as necessary to keep them free from filth and vermin and sanitary; and to provide separate such accommodations for negro servants or help.

7094 (b). That the State hotel and cafe inspector, or the assistant hotel and cafe inspectors when acting under his direction, shall have authority to close any hotel, cafe, or restaurant, if found guilty of violating any provision of this act, or the rules and regulations promulgated by the State hotel and cafe inspector, and the State committee of public health, if deemed necessary for the good of the public health.

7094 (c). That in all cities, towns and villages where a system of water works and sewerage is maintained for public use, every hotel within the area of the sewerage system designated by the municipalities authorized as hereinabove provided, therein operated shall, within six months after the passage of this act, be equipped with suitable water closets for the accommodation of its guests, which water closet or closet shall be connected by proper plumbing with such sewerage system, and means of flushing said water closet or closets with the water of such system in such manner as to prevent sewer gas or effluvia from arising therefrom. In all towns and villages not having a system of water works and sewerage, every hotel not provided with water works and wash rooms as herein provided, shall have properly constructed privies as approved by the State board of health, the same to be kept in a sanitary condition at all times.

7094 (d). That each and every assistant inspector, upon inspecting any hotel, cafe, or restaurant shall report the condition of same to the State hotel and cafe inspector, who shall, if such inspection shows a hotel, cafe, or restaurant to be in compliance with this act, and with the rules and regulations herein-after authorized to be made by the State hotel and cafe inspector and the State committee of public health, issue a certificate to that effect and deliver same to the owner, manager, agent or person in charge of such hotel, cafe, or restaurant, which certificate shall be kept posted up in a conspicuous place in said inspected building.

It shall be the duty of the State hotel and cafe inspector upon ascertaining by inspection or otherwise, that any hotel is being carried on contrary to the provisions of this act, to notify the

owner, manager, agent or person in charge of such hotel, in writing, in what respect it fails to comply with this act, and requiring such persons within a reasonable time to be fixed by the said State hotel and cafe inspector, to do or cause to be done, the things necessary to make it comply with this act, whereupon such owner, manager, agent or person in charge of such hotel shall forthwith comply with such requirements. Any owner, manager, or person in charge of a hotel, cafe, or restaurant, who shall willfully fail or neglect to comply with any of the provisions of this act, after notice as aforesaid, shall be guilty of a misdemeanor, and upon conviction thereof, be fined, not less than ten dollars nor more than fifty dollars, and every day that such hotel, cafe, or restaurant is carried on in violation of this act, shall constitute a separate offense.

7094 (e). That the State health officer is hereby constituted ex-officio State hotel and cafe inspector, and the inspectors of the State board of health, or that may hereafter be of the State board of health, and the county health officers are hereby constituted ex-officio assistant hotel and cafe inspectors, and such assistants shall be, in the inspection of hotels and cafes as provided for in this act, under the exclusive direction, supervision of the State hotel and cafe inspector.

7094 (f). That it shall be the duty of the State hotel and cafe inspector to see that all provisions of this act are complied with, and said inspector or his assistants shall personally inspect once in each year every hotel, cafe, or restaurant as defined by this act, and as often as may be necessary to keep said hotels, cafes, or restaurants up to the standards required by this act. Said inspector and his assistants are hereby granted police power to enter any hotel, cafe, or restaurant at reasonable hours to determine whether the provisions of this act are being complied with. The inspector shall keep a set of books for public use and inspection showing the conditions of each hotel, cafe, or restaurant so inspected, together with the name or names of the owners, proprietors, or managers thereof, and showing their sanitary condition, the number and condition of the fire escapes and any other information for the betterment of the public service.

7094 (g). That any owner, manager, agent or person in charge of a hotel, cafe, or restaurant, who shall willfully obstruct or hinder an inspector in the proper discharge of his duties under this act, shall be guilty of a misdemeanor and upon conviction thereof shall be fined not less than ten dollars nor more than fifty dollars.

7094 (h). That it shall be the duty of every person conducting a hotel, cafe, or restaurant to see that drinking water sup-

plied by said hotel, cafe, or restaurant is pure and free from disease germs. The water supply shall be subject to examination by the inspector and when found unfit for drinking purposes its use must be discontinued forthwith. The source of supply as a probable means of contamination shall be subject to the regulations made and promulgated by the State hotel and cafe inspector and the State committee of public health.

7094 (i). That the State hotel and cafe inspector as hereinbefore provided for and the State committee of public health are hereby directed, authorized and empowered to make and promulgate reasonable rules and regulations for the purpose of carrying this act into effect.

7094 (j). That this act shall operate as, or as a part of, or in conjunction with any rules and regulations affecting hotels, cafes, or restaurants provided and promulgated by the State board of health for maintaining and protecting the public health.

7094 (k). That each section of this act is hereby declared to be separate and independent of all other sections thereof, and the invalidity of any section shall not impair or destroy the other sections hereof, as they would have been passed by the Legislature if such invalid sections had been stricken out at the time of the passage of this act.

7094 (l). That keepers of inns, hotels, and other houses for public entertainment for travelers shall give receipts or checks for all baggage of their registered guests, delivered in such inn, hotel, or house of entertainment when requested to do so by such guests; and such keeper shall not make any additional charge for receipting for, checking, or keeping such luggage so long as the owner remains a guest of the house. A violation of the provisions of this section shall be a misdemeanor.

7095. That any owner, proprietor, or manager of any hotel, office building, school building, store, or manufacturing building, which is more than two stories high, now erected, who shall fail for six months after the adoption of this Code to have securely fixed and conveniently arranged so as to be accessible to persons lodging in, working in, or occupying such buildings, in case of fire in such buildings, good and sufficient fire escapes or ladders for each story of such building, shall be guilty of a misdemeanor and, on conviction, shall be fined not less than fifty nor more than five hundred dollars, and may be sentenced to hard labor for the county for not more than six months for each day so continued.

7096. That any owner, proprietor, or manager of any hotel, office building, school building, store, or manufacturing building erected, hereafter who shall fail to erect with such building such

fire escapes as required in the preceding section shall, on conviction, be fined not less than fifty nor more than five hundred dollars, or sentenced to hard labor for the county for not more than six months.

7097. That any owner, proprietor, or manager of any hotel or inn who shall fail or neglect to provide good and sufficient locks, latches, or bolts to all the doors and rooms used by guests or provided for the use of guests or patrons of such hotel or inn, whereby the same may be securely fastened from the inside of such room, shall, on conviction, be fined not less than ten nor more than one hundred dollars.

This act shall take effect and be in full force from and after its passage, and all laws and parts of laws and parts of laws relating to hotels, cafes or restaurants, such as the act entitled "An act to enforce better sanitary conditions in inns, hotels, and restaurants, etc.," page 44 of the Acts of 1911, approved February 28, 1911, are hereby repealed.

And the substitute was adopted.

Yeas, 54; Nays, 12.

Yeas:

Messrs:

Mr. Speaker	Clayton	Howle	Orr
Adams	Cliett	Jones (Escambia)	Parker
Albright	Cobbs	Jones (Montgomery)	Pittman
Alexander	Dansby	Lawson	Ross
Allen	Deese	Lee (Butler)	Russell
Andrews	Dickson	Lewis	Salter
Arnold	Dunaway	Long (Sumter)	Shaw
Austin	Edwards (Dallas)	Longshore	Smith
Baker	Ellis (Bullock)	Lynne	Sparks
Bracken	Graham (Autauga)	Milford	Tompkins
Brindley	Hale	Murphree	Truss
Calvert	Hardaway	McLeod	Van de Graff
Carnley	Harrison	Oakley	Whorton
Christopher	Hawkins		

—54

Nays:

Messrs:

Blunt	Fletcher	Johnson	Sherrod
Christian	Graham (Clarke)	Lee (Perry)	Simpson
Dodson	Holmes (Elmore)	Long (Butler)	Waddell

—12

And the bill:

H. 128. To amend chapter 230 of the Code of Alabama, of 1907, relating to hotels and innkeepers; and to include therein regulation of cafes, restaurants and eating places.

As amended by the substitute, was read a third time at length and passed.

Yeas, 54; Nays, 12.

*Yeas:**Messrs:*

Mr. Speaker	Clayton	Hawkins	Orr
Adams	Cliett	Howle	Parker
Albright	Cobbs	Jones (Escambia)	Pittman
Alexander	Dansby	Jones (Montgomery)	Ross
Allen	Deese	Lawson	Russell
Andrews	Dickson	Lee (Butler)	Salter
Arnold	Dunaway	Lewis	Shaw
Austin	Edwards (Dallas)	Long (Sumter)	Smith
Baker	Ellis (Bullock)	Longshore	Sparks
Bracken	Ellis (Elmore)	Lynne	Tompkins
Brindley	Graham (Autauga)	Milford	Truss
Calvert	Hale	Murphree	Van de Graff
Carnley	Hardaway	McLeod	Whorton
Christopher	Harrison	Oakley	

—54

*Nays:**Messrs:*

Blunt	Fletcher	Johnson	Sherrod
Christian	Graham (Clarke)	Lee (Perry)	Simpson
Dodson	Holmes (Elmore)	Long (Butler)	Waddell

—12

H. 704. To amend section 3465 of the Code of Alabama.
 Was read a third time at length and passed.
 Yeas, 74; nays, 0.

*Yeas:**Messrs:*

Mr. Speaker	Deese	Lewis	Robertson
Adams	Dickson	Long (Sumter)	Ross
Albright	Dodson	Longshore	Russell
Alexander	Dunaway	Lynne	Salter
Allen	Edwards (Dallas)	Mathews (Clarke)	Seale
Andrews	Graham (Autauga)	Matthews (Wilcox)	Shaw
Arnold	Graham (Clarke)	Milford	Simpson
Austin	Hale	Mitchell	Smith
Baker	Hardaway	Murphree	Sparks
Barganier	Harrison	McDonald	Stewart
Blunt	Hawkins	McLeod	Stoddard
Bracken	Holmes (Baldwin)	Oakley	Tompkins
Brindley	Holmes (Elmore)	Orr	Truss
Carnley	Howle	Parker	Van de Graff
Christian	Ingram	Peters	Waddell
Clayton	Jones (Escambia)	Pittman	Whorton
Cliett	Jones (Montgomery)	Preston	Wilson
Cobbs	Johnson	Reynolds	Woodard
Dansby	Lawson		

—74

INDEFINITELY POSTPONED.

And the bill was ordered sent to the Senate without engrossment.

H. 662. To authorize, regulate and prescribe the manner of summoning by registered mail witnesses and jurors in any and all proceedings in any and all courts in this State.

H. 265. To levy a tax of two and one-half per centum of the value of estate, of the deceased person, as provided by section 219 of the Constitution of 1901.

Were, on motion of Mr. Preston, indefinitely postponed.

S. 214. To amend article 2, section 7417 of the Code of 1907.

Was read a third time at length and passed.

Yeas, 74; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Johnson	Reynolds
Adams	Dansby	Lawson	Robertson
Albright	Deese	Lee (Butler)	Ross
Alexander	Dickson	Lee (Perry)	Russell
Allen	Dodson	Long (Sumter)	Salter
Andrews	Dunaway	Longshore	Seale
Arnold	Edwards (Dallas)	Lynne	Shaw
Austin	Edwards (Pike)	Mathews (Clarke)	Simpson
Baker	Faulk	Mathews (Wilcox)	Smith
Barganier	Graham (Autauga)	Murphree	Sparks
Blunt	Graham (Clarke)	McDonald	Stewart
Bracken	Guy	McLeod	Stoddard
Brindley	Harrison	Oakley	Truss
Calvert	Hawkins	Parker	Van de Graff
Carnley	Holmes (Baldwin)	Partridge	Waddell
Christian	Holmes (Elmore)	Peters	Whorton
Christopher	Ingram	Pittman	Wilson
Clayton	Jones (Escambia)	Preston	Woodard
Cliett	Jones (Montgomery)		

—74

INDEFINITELY POSTPONED.

H. 413. To amend article 2, section 7417 of the Code of 1907.

Was, on motion of Mr. Jones of Montgomery, indefinitely postponed.

H. 442. To change the name of the "Mercy Home Industrial School for Girls," located at Birmingham, Alabama, to the Alabama Vocational School for Girls, and to provide appropriations for the support, maintenance and improvement of the same.

Was read a third time at length and passed.

Yeas, 82; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Allen	Baker	Bracken
Adams	Andrews	Barganier	Brindley
Albright	Arnold	Benners	Calvert
Alexander	Austin	Blunt	Carnley

Christian	Hawkins	Matthews (Wilcox)	Russell
Clayton	Hollis	Milford	Salter
Cliett	Holmes (Baldwin)	Mitchell	Seale
Cobbs	Holmes (Elmore)	Moorer	Shaw
Dansby	Howle	Murphree	Sherrod
Deese	Ingram	McDonald	Simpson
Dickson	Jones (Escambia)	McLeod	Smith
Dodson	Jones (Montgomery)	Oakley	Sparks
Dunaway	Johnson	Orr	Stoddard
Edwards (Dallas)	Lawson	Parker	Tompkins
Edwards (Pike)	Lee (Butler)	Peters	Truss
Faulk	Lee (Perry)	Pittman	Van de Graff
Fletcher	Lewis	Preston	Waddeii
Graham (Autauga)	Long (Sumter)	Reynolds	Williams
Graham (Clarke)	Longshore	Robertson	Wilson
Hardaway	Lynne	Ross	Woodard
Harrison	Mathews (Clarke)		

—82

And the bill was ordered sent to the Senate without engrossment.

H. 806. To authorize the court of county commissioners, the board of revenue and road commissioners, or like body, in each county in this State to provide telephones and postage for the offices of clerks and registers of the circuit court, the office of the sheriff, and the office of the jailer and judge of probate, in their respective counties."

Was taken up. Mr. Russell offered the following amendment to the bill:

Amend 806 by adding:

Provided, that this act shall apply only to counties of 45,000 or more population, according to last or any succeeding Federal census.

And the amendment was adopted.

Yeas, 70; nays, 8.

Yeas:

Messrs:			
Mr. Speaker	Clayton	Hawkins	Mathews (Clarke)
Adams	Cobbs	Holmes (Baldwin)	Matthews (Wilcox)
Albright	Dansby	Holmes (Elmore)	Milford
Allen	Deese	Howle	Murphree
Andrews	Dickson	Ingram	McDonald
Arnold	Dunaway	Jones (Escambia)	McLeod
Austin	Edwards (Dallas)	Jones (Montgomery)	Oakley
Baker	Edwards (Pike)	Johnson	Orr
Barganier	Faulk	Lawson	Parker
Benners	Fletcher	Lee (Butler)	Partridge
Blunt	Graham (Autauga)	Lee (Perry)	Peters
Bracken	Graham (Clarke)	Lewis	Pittman
Brindley	Hall (Henry)	Long (Sumter)	Robertson
Calvert	Hardaway	Longshore	Ross
Carnley	Harrison	Lynne	Russell

Salter	Sherrod	Tompkins	Waddell	
Seale	Sparks	Van de Graff	Woodard	
Shaw	Stoddard			—70

Nays:

Messrs:

Christian	Cliett	Simpson	Whorton	
Christopher	Preston	Stewart	Wilson	
				—8

Mr. Russell offered the following amendment to the bill:

Amend H. 806 by striking out the words, "And postage" whenever the same appear in the title and bill.

And the amendment was adopted.

Yeas, 64; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cliett	Howle	Pittman	
Adams	Cobbs	Ingram	Preston	
Albright	Crump	Jones (Escambia)	Ross	
Allen	Dansby	Jones (Marengo)	Salter	
Andrews	Dickson	Jones (Montgomery)	Seale	
Arnold	Dodson	Lawson	Shaw	
Baker	Dunaway	Lewis	Simpson	
Barganier	Faulk	Lynne	Smith	
Benners	Fletcher	Milford	Sparks	
Blunt	Gilbert	Mitchell	Stewart	
Bracken	Guy	Moorer	Tompkins	
Brindley	Hale	Murphree	Truss	
Calvert	Hare	Oliver	Tunstall	
Carnley	Harrison	Orr	Waddell	
Christian	Hawkins	Parker	Whorton	
Clayton	Hollis	Peters	Wilson	
				—64

And the bill:

H. 806. To authorize the court of county commissioners, the board of revenue and road commissioners, or like body, in each county in this State to provide telephones and postage for the offices of clerks and registers of the circuit court, the office of the sheriff, and the office of the jailer and judge of probate, in their respective counties."

As amended, was read a third time at length and passed.

Yeas, 58; nays, 12.

Yeas:

Messrs:

Mr. Speaker	Blunt	Deese	Graham (Clarke)
Adams	Bracken	Dickson	Hall (Henry)
Albright	Brindley	Dunaway	Hardaway
Allen	Carnley	Edwards (Dallas)	Hawkins
Arnold	Clayton	Edwards (Pike)	Holmes (Baldwin)
Barganier	Cobbs	Fletcher	Holmes (Elmore)
Benners	Dansby	Graham (Autauga)	Ingram

Jones (Escambia)	Lynne	Peters	Smith
Jones (Montgomery)	Milford	Pittman	Sparks
Johnson	Mitchell	Robertson	Stoddard
Lawson	Murphree	Ross	Truss
Lee (Butler)	McLeod	Salter	Van de Graff
Lewis	Oakley	Seale	Wilson
Long (Sumter)	Orr	Sherrod	Woodard
Longshore	Parker		

—58

*Nays:**Messrs:*

Andrews	Cliett	Lee (Perry)	Simpson
Calvert	Faulk	McDonald	Stewart
Christian	Howle	Preston	Tompkins

—12

And the bill was ordered sent to the Senate without engrossment.

S. 523. To authorize divorce for abandonment whenever a party, who has deserted his or her consort for more than ten months, fails to return within sixty days after notice.

Was taken up. Mr. Tompkins offered the following amendment to the bill:

"Amend by striking out the words, 'begun before or' in section one."

And the amendment was lost.

Yeas, 32; nays, 51.

*Yeas:**Messrs:*

Mr. Speaker	Blunt	Dodson	Mathews (Clarke)
Adams	Bracken	Dunaway	McDonald
Albright	Calvert	Edwards (Dallas)	Oakley
Alexander	Christian	Faulk	Pittman
Allen	Cliett	Holmes (Baldwin)	Preston
Andrews	Crump	Ingram	Russell
Baker	Deese	Jones (Escambia)	Tompkins
Barganier	Dickson	Lawson	Whorton

—32

*Nays:**Messrs:*

Arnold	Guy	Matthews (Wilcox)	Simpson
Austin	Hale	Milford	Smith
Benners	Harrison	McLeod	Sparks
Brindley	Holmes (Elmore)	Orr	Stewart
Carnley	Howle	Parker	Stoddard
Clayton	Jones (Montgomery)	Peters	Truss
Cobbs	Johnson	Reynolds	Tunstall
Edwards (Pike)	Lee (Butler)	Robertson	Van de Graff
Ellis (Bullock)	Lewis	Ross	Waddell
Ellis (Elmore)	Long (Butler)	Salter	Williams
Fletcher	Long (Sumter)	Seale	Wilson
Graham (Autauga)	Longshore	Shaw	Woodard
Graham (Clarke)	Lynne	Sherrod	

—51

Mr. Tompkins offered the following amendment to the bill:

Amend the bill by adding at the end of the last section the following: "Provided, this act shall be inoperative two years after the passage and approval of this act."

On motion of Mr. Waddell, the amendment offered by Mr. Tompkins was laid upon the table.

And the bill:

S. 523. To authorize divorce for abandonment whenever a party, who has deserted his or her consort for more than ten months, fails to return to the performance of his or her marital obligations within sixty days after notice.

Was read a third time at length and passed.

Yeas, 53; nays, 28.

Yeas:

Messrs:

Allen	Fletcher	Long (Sumter)	Shaw
Arnold	Graham (Clarke)	Longshore	Sherrod
Austin	Guy	Lynne	Simpson
Barganier	Hale	Matthews (Wilcox)	Smith
Benners	Harrison	Mitchell	Sparks
Blunt	Hawkins	Murphree	Stewart
Brindley	Holmes (Baldwin)	McLeod	Stoddard
Carnley	Holmes (Elmore)	Parker	Truss
Clayton	Howle	Peters	Tunstall
Cobbs	Jones (Montgomery)	Reynolds	Van de Graff
Dansby	Johnson	Ross	Waddell
Edwards (Pike)	Lewis	Salter	Wilson
Ellis (Bullock)	Long (Butler)	Seale	Woodard
Ellis (Elmore)			

—53

Nays:

Messrs:

Mr. Speaker	Deese	Ingram	Oakley
Adams	Dickson	Lawson	Pittman
Andrews	Dodson	Lee (Butler)	Preston
Baker	Dunaway	Lee (Perry)	Robertson
Calvert	Edwards (Dallas)	Mathews (Clarke)	Russell
Christian	Faulk	Milford	Tompkins
Cliett	Graham (Autauga)	McDonald	Whorton

—28

NOTICE.

Mr. Long of Sumter filed the following notice:

I hereby give notice that on the next legislative day I will make a motion immediately after the reports of standing committees are made to take from the adverse calendar House bill number 1061, "A bill to be entitled an act, to make lawful the sale on the payment of prescribed license fees, of beverages, soft drinks and other non-intoxicating liquids containing not more than one-half of one per cent of alcohol and to prescribe pen-

alties for violation of this act," and to place said bill upon the calendar for passage.

R. H. Long.

BILL ON THIRD READING.

H. 726. To create and establish the Alabama Patriotic Society, to define its scope and purposes, to provide for the appointment by the governor of its officers, to prescribe the manner in which their successors shall be chosen, and to define their functions.

Was read a third time at length and passed.

Yeas, 83; nays, 1.

Yeas:

Messrs:

Mr. Speaker	Dansby	Jones (Montgomery)	Preston
Adams	Deese	Johnson	Reynolds
Albright	Dickson	Lawson	Robertson
Alexander	Dodson	Lee (Butler)	Ross
Allen	Dunaway	Lee (Perry)	Russell
Andrews	Edwards (Dallas)	Lewis	Shaw
Arnold	Edwards (Pike)	Long (Sumter)	Simpson
Austin	Ellis (Bullock)	Longshore	Smith
Baker	Ellis (Elmore)	Lynne	Sparks
Barganier	Graham (Autauga)	Mathews (Clarke)	Stewart
Benners	Graham (Clarke)	Matthews (Wilcox)	Stoddard
Blunt	Guy	Milford	Tompkins
Bracken	Hall (Henry)	Mitchell	Truss
Brindley	Hale	Murphree	Tunstall
Calvert	Harrison	McDonald	Van de Graff
Carnley	Hawkins	McLeod	Waddell
Christian	Holmes (Baldwin)	Oakley	Whorton
Christopher	Holmes (Elmore)	Orr	Williams
Clayton	Howle	Parker	Wilson
Cliett	Ingram	Peters	Woodard
Cobbs	Jones (Escambia)	Pittman	

—83

Nays:

Mr. Faulk—1.

RECESS.

On motion of Mr. Long of Butler the House recessed until 8:30 P. M.

NIGHT SESSION.

The hour of 8:30 having arrived, the House reconvened.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

Mr. Speaker:

Your Committee on Engrossed Bills begs leave to report that it has examined the following House bills:

H. 766. To regulate the manufacture, sale, offering for sale and other disposition of insecticides and fungicides in the State of Alabama and to provide means and penalties therefor and to provide disposition of funds arising therefrom.

H. 767. To establish and create the Alabama horticultural society for the promotion and development of fruit-growing within the State of Alabama and to define its powers and duties.

H. 128. To amend chapter 230 of the Code of Alabama, of 1907, relating to hotels and innkeepers; and to include therein regulations of cafes, restaurants and eating places.

And finds same correct.

W. H. Stoddard,
Chairman.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bills, and returns same herewith to the House:

H. 780. To provide for and regulate equalities of right and the order of payment of claims legally chargeable against and payable out of the fine and forfeiture fund of Dale county at present in and hereafter accruing or coming into said fund.

H. 167. To amend section 25 of an act entitled an act to prescribe the qualifications of jurors and regulate the selection, drawing and summoning of jurors, and prescribe the qualifications and provide for the appointment of jury commissioners and clerks of such commissions and regulate the empanelling of grand and petit juries in all the courts of this State, approved August 31st, 1909.

H. 667. To provide for establishing and holding circuit court at Haleyville, Winston county, Alabama; to fix the jurisdiction thereof, to regulate proceedings therein; to provide officers and juries, both grand and petit, for holding said court and for the transaction of the business thereof, and to regulate their duties; to provide for a register and deputy register, or clerk, for the

equity side of said court and to prescribe and regulate their duties.

W. F. Miller,
Secretary.

BILLS ON THIRD READING.

S. 12. (With substitute): To provide pensions for all soldiers and sailors who were in the military or naval services of the State of Alabama and for those who served in the Army or Navy of the Confederate States of America with certain exceptions and who did not desert the same in the War Between the States of the United States of America in the years 1861, 1862, 1863, 1864, 1865, and who are bona fide resident citizens of the State of Alabama and to regulate and to provide for the payment of such pensions by the State of Alabama.

Was taken up. The question was upon the adoption of the substitute, reported by the Standing Committee on Ways, Means and Appropriations, said substitute being as follows:

SUBSTITUTE FOR SENATE BILL NO. 12.

To provide pensions for soldiers and sailors in the service of the State of Alabama, and for their widows, and for soldiers and sailors in the Army or Navy of the Confederate States of America, and for their widows and for the regulation of the payment thereof and to constitute and appoint a pension commission for the State of Alabama and prescribe its powers and duties.

Be it enacted by the Legislature of Alabama:

(1) That the director of archives and history, the attorney general and the chief examiner of public accounts, ex-officio, are constituted and appointed as the Alabama pension commission, whose duty it shall be to have full control and supervision of all pensions allowed to soldiers and sailors in the actual service of the Army or Navy of the Confederate States of America or of the State of Alabama, and pensions allowed to their widows, and who shall be empowered with full authority to do and perform any and all acts whatsoever, as are necessary to the full execution of this act, and in the discharge of their duties as such pension commissioners they are hereby given full authority to establish and promulgate any rules and regulations and to prepare and publish all necessary blanks, forms, circulars and such other literature as may be necessary to carry out the purposes and intent of this act not provided for specifically herein.

(2) That the State auditor is authorized and directed to appoint a pension clerk who shall be known as secretary to the

Alabama pension commission, who shall perform such duties as are required by the rules, regulations and directions of said board, and who shall draw all warrants required thereby under the direction of the State auditor.

(3) Said clerk or secretary shall receive a salary of \$1,800.00 per annum, payable monthly out of the pension fund and a continuing appropriation is hereby made out of such fund to pay such salary. The probate judge of each county of the State is hereby constituted the county pension commissioner and is charged with the performance of the several duties required of him by this act.

(4) Any bona fide citizen of this State who has been a resident thereof for a period of five years at the time of filing his application and who actually served as a soldier or sailor in the Army or Navy of the Confederate States of America or of the State of Alabama for or during the period of the War Between the States and who did not desert the service of the State of Alabama or the Confederate States and who does not own in real or personal property, one or both to the value of more than five thousand dollars or whose wife does not own property of such value, or who do not together own property of such value or whose property income does not exceed \$1,200.00 per annum, shall be entitled to the provisions of this act.

(5) The widow of any soldier or sailor in the service of the State of Alabama or of the Confederate States of America such as is set forth in section 4 of this act who was married to such soldier prior to January 1st, 1900, and who has not remarried since the death of such soldier or sailor as whose widow she makes application for pension and who was not at the time of her husband's death, separated from him by divorce or was not voluntarily living apart from her husband during the period of one year prior to his death and whose husband did not desert the service of the State of Alabama or of the Confederate States and who at the time of filing said application does not own real or personal property or both to the value of \$5,000.00 whether in fee simple or life interest therein or whose income from all sources does not exceed \$1,200.00 per annum, who is an actual bona fide resident of the State of Alabama and has been such for a period of five years prior to the filing of said application shall be entitled to relief under the provisions of this act.

(6) Any soldier or sailor as set forth in section 4 of this act who deems himself entitled to the benefits of this act shall file with the probate judge of the county in which he resides, his application in writing, sworn to before some officer authorized to administer oaths, and upon blanks to be furnished by such judge

of probate setting forth that he was a Confederate soldier or sailor in the service of the State of Alabama or of the Confederate States that he did not desert the service, but rendered actual service as such soldier or sailor, that neither he nor his wife, separately or together are possessed of property of more than \$5,000.00, whether taxable or exempt property, money on deposit in banks in this or any other State, or investments in mortgages, bonds or any other securities, and that his income is not over \$1,200.00 per annum. He shall also state in what company and regiment or other command he rendered service as such soldier or sailor, and whether he was honorably discharged or whether he surrendered with the Army, giving date and place of his enlistment in the service, the date and place of termination of his service and the reason therefor, his age at the time of making such applications, whether wounded and in what engagements, and if taken prisoner, where captured and when, where confined as a prisoner, and under what conditions discharged, and whether he has before made application to be placed on the pension roll of this or any other State and been rejected, giving the date of such rejection and the reason assigned therefor, and that he did not, after entering the service as stated take the oath of allegiance to any other government than the Confederate States of America before April 9th, 1865. He shall also state whether he has been on the pension roll of any other state, giving name of State.

(7) The widow of any soldier or sailor deeming herself entitled to the benefits of this act, shall file with the probate judge of the county of which she is a bona fide resident, her application in writing and sworn to before some officer authorized to administer oaths, on blanks furnished by the judge of probate, such blanks conforming substantially to requirements set forth in section 5 of this act, and in addition shall show the name of the deceased husband and date of his death, his company and regiment, the date of her marriage, her age at the time of making application, and whether application before has been made and rejection had or name dropped from pension roll before and when and reason assigned.

(8) The widow of any Confederate soldier or sailor on the pension roll at the time of his death shall be entitled to be placed upon the pension roll upon the formal application on blanks furnished by the probate judge of the county and satisfactory proof that she is the widow of such pensioner and said applicant shall be subject to the same requirements as are set forth in section 6 of this act.

(9) All applications shall be filed with the probate judge and shall be immediately forwarded by him, together with all papers pertaining thereto, the Alabama pension commissioners. For such service the probate judge shall receive fifty cents for each application to be paid out of the county treasury, provided he shall not receive compensation from more than one application of any applicant in any one year.

(10) No applicant will have his or her name placed upon the pension rolls of this State unless at least one witness who was a Confederate soldier and can establish his record as such certifies to the fact that the applicant or the husband of the applicant rendered the service as set forth in said application. In addition thereto there shall be required the certificate of two disinterested witnesses that the applicant is trustworthy and reliable and that they have full reason to believe and do believe that the statements made in said application are true and correct.

(11) All soldiers and sailors who are entitled to the benefits of this act who are now or may hereafter be placed on the pension rolls of the State, shall constitute Class A and shall receive twelve and fifty one hundredths dollars monthly to be paid quarterly. All widows now on the pension roll in class one shall remain in said class and all widows now on the pension roll in class two shall remain in said class and all widows on the pension roll in class three shall remain in said class and all widows hereafter placed on the pension roll shall be placed and shall remain in class three; and the widows in each class shall receive the amount actually received by a widow in such class drawing for four quarters during the fiscal year ending September 30th, 1919, and such pensions shall be paid quarterly in like manner as pensions were paid for said fiscal year.

(12) The State auditor shall have prepared records to be used as a permanent State record of pensions in which shall be recorded in alphabetical order according to county and class, the names of all pensioners with columns showing dates of issuance by quarters, together with a suitable column in which shall be entered promptly the date of death or other cause for the discontinuance of the pension. Such record shall be kept up to date by the prompt entry thereon of all new names, with date of granting application, and when payment to any pensioner shall cease the reason therefor shall be so stated of record.

(13) All applications rejected by the pension commission shall be entered upon a permanent record with reasons for such rejection, and the original application and all papers connected therewith shall be returned to the probate judge, who shall file them for permanent preservation and reference.

(14) The State auditor shall furnish to the probate judge for free use by applicant on forms approved by the pension commissioners all necessary blanks, which together with all stationery necessary to carry out the provisions of this act are to be paid for by the State as other stationery.

(15) That there is hereby appropriated from the pension fund annually for the use of the auditor for the employment of clerical or other assistance and any other necessary expense which may arise in the carrying out of the provisions of this act, the sum of \$1,200.00.

(16) All pensions are to be paid in quarterly payments on the first day of October, January, April and July of each fiscal year, on warrants drawn by the State auditor on the State treasurer in favor of each and every pensioner payable out of the Confederate pension fund for the amount due each pensioner, as classified. Such warrants shall be issued by the pension clerk in the name of the auditor, and the record of issuance and accounting for the same shall be as for other warrants issued by the auditor.

(17) Pension warrants shall be sent from the auditor's office to reach the probate judge of each county of the State, not later than the last day of each quarter.

(18) The judge of probate shall deliver such warrant to the payees having them to sign the receipt therefor which receipts the probate judge shall retain for not more than thirty days and together with all undelivered pension warrants shall at the expiration of such time return at once to the auditor's office stating on said warrants the date of return, the reason for such non-delivery, and if dead, the date of death and if removed from the State, the date of such removal, and such so returned shall be endorsed by the auditor "cancelled" on the face thereof with the dates and reasons for such cancellation and no other warrants shall be issued in the place of such cancelled warrants except it be shown by satisfactory proof that such cancellation was erroneously done. The probate judge in the event he does not know the person applying for such warrant is the identical person named in such warrant and entitled thereto must require satisfactory proof of these facts before the delivery of such warrant. In the event the pensioner shall be physically unable to appear before the probate judge in person in order that he or she may receive the warrant, delivery may be made through a reliable citizen of the county in which the pensioner resides on the written request of said pensioner and on the affidavit of such citizen that the pensioner is at the time of such delivery of warrant actually living in the county and is physically unable to appear in

person before such probate judge. At the time of such delivery the probate judge shall furnish the person through whom the warrant is delivered a blank receipt to be signed by the pensioner which receipt shall show the post-office address of the pensioner and where and with whom residing, and such receipt shall be returned to the probate judge who shall return the same to the auditor with other receipts, and the probate judge shall be responsible and liable on his official bond to the State of Alabama for the failure or wrongful delivery of said warrant. Each warrant before being paid must bear the endorsement of the payee attested by some witness in writing and where payee is unable to write such endorsement shall be attested by two witnesses in writing.

(19) The probate judge shall thirty days before the end of each quarter, revise the pension rolls of their respective counties and if upon careful investigation it shall appear to them that any pensioner whose name stands in the roll, is in any way illegally drawing a pension, the name of such pensioner together with the name of any pensioner who has died or removed from the State shall be sent to the Alabama pension commissioner with the recommendation that said name be dropped from the roll. If upon the receipt of such information it should appear that any erasures should be made from the roll the probate judge shall be so notified, and no warrant shall thereafter be issued to any pensioner whose name the pension commission shall decide should be erased from the pension roll. Any soldier, sailor or widow who shall become a resident citizen of another State shall be dropped from the pension roll of this State and the probate judge is expressly prohibited from delivering to any payee the pension warrant who is at the time of such delivery residing outside the State and has no fixed abode within the State, and in case of absence from any cause for a period of twelve months the name of the pensioner shall be stricken from the pension roll. On the return of such pensioner to the State where affidavit is made that such return is permanent the name of such pensioner shall be restored to the pension roll without further proof, provided that in all cases where the pensioners shall have been absent from the State for more than twelve months they shall comply with all requirements of this act as to residence as are required of pensioners making original application to be placed on the pension rolls, and provided further that no pensioners shall be entitled to any quarterly allowance during the time so stricken from the roll.

(20) An applicant who has been rejected may file his or her application again after the lapse of three months, but if only the original application and no new or additional proof shall be offered the probate judge shall refuse to consider the application.

(21) If it shall be ascertained that the pensioner secured the grant of his pension by misrepresentation, either by himself or others, the name of such pensioner shall be stricken from the pension roll of the State and the facts reported by the probate judge to the grand jury of the county of the pensioner's residence for its consideration.

(22) Any applicant or witness who is examined or whose affidavit is used in connection with an application, who knowingly swears falsely to any material matter in connection therewith shall be guilty of perjury, any person who shall receive from the probate judge a warrant of another person without authority to receive the same, or who having or receiving it shall appropriate it to his own use or who shall receive any pension money or warrant in any way without being entitled thereto or authorized to receive the same shall be guilty of embezzlement.

(23) No person shall purchase or receive a transfer of any pension or warrant issued or to be issued under this act before the date provided for issuing warrants herein provided, unless in writing transferred for face value or supplies of merchandise or unless discounted at nothing more than legal rate of interest, which shall be stated in the instrument of transfer, and a copy of such transfer must be made and filed with the probate judge to be returned with the receipt to the State auditor.

(24) Whenever it is made to appear to the probate judge that the name of a pensioner has through any error or omission or inadvertence after the passage of this act been dropped from or left off the list of pensioners he shall certify such fact and the length of time omitted or dropped and the amount due such pensioner, to the State pension commission and if it is satisfactorily shown that such pensioner is justly entitled to be restored, the pension commission shall so order and the auditor shall issue his warrant for the amount shown to be due said warrant to be delivered to the pensioner as other warrants are delivered.

(25) During the month of January of each year, it shall be the duty of the probate judge to publish in a newspaper of the county, an alphabetical list with full names and post-office address of all the pensioners on the pension roll of his county indicating such as are widows. Such list shall be published one time and be paid for from the county treasury at no more than the legal or contract rate for printing. The probate judge shall furnish to the secretary of the pension commission a copy of such publication who shall keep the same in permanent file for the inspection of the pension committee.

(26) The probate judge of each county shall at least twice a year submit a certified list of the pensioners on the roll of his

county with the post office address of each to the judge of the circuit court or court of like jurisdiction who shall specifically charge the grand jury to investigate the pension list for the purpose of ascertaining such as are not entitled to pensions, and that the list may be purged of any names on said list who are not entitled to receive pensions, and it shall be the duty of the foreman of such grand jury to report through the probate judge to the pension commission the recommendation of the grand jury as to such names as from their investigation are not entitled to the benefits of this act and such names shall on order of the pension commission be stricken from the pension roll.

(27) When it shall be reported to the pension commission or it shall come to their knowledge that any person whose name is on the pension roll is not entitled to a pension, or through fraud or misrepresentation has been placed on the pension roll, and has been receiving a pension from the State, the pension commission shall make inquiry into such charges and if they are satisfied as to the probably correctness thereof, reference of the same shall be made to the probate judge of the county where the pensioner resides, who shall make full investigation and report the result thereof to the pension commission. If the charges are established the name of such pensioner shall be stricken from the pension roll and the State auditor shall ascertain and make demand upon the pensioner for the refunding of the amount received and on failure of pensioner to immediately refund the same, the auditor shall report such fact to the attorney general for collection.

(28) Should a pensioner die leaving a widow who would be entitled to a pension under the provisions of this act, or if there be no widow, leaving a minor child or children, or should a widow die leaving a minor child or children the probate judge shall deliver the warrant of the next quarterly issue, succeeding the death of said pensioner, to the widow, or if there be no widow, to the minor child or children of such pensioner, and should there be no widow or minor child of such deceased pensioner, the probate judge shall endorse such fact on the pension warrant and collect the same and apply the proceeds, first to the payment of the burial expenses, and second, to the expenses of the last illness of the pensioner, attaching thereto a receipt of statement of payment of such expenses.

(29) Any person who violates any provision of this act, where a penalty is not otherwise provided, shall be guilty of a misdemeanor, and upon conviction thereof, shall be fined not exceeding five hundred dollars (\$500.00).

(30) The State pension commission is expressly prohibited from placing on the pension rolls of the State the name of any person or persons who served only in the State troops, State militia or home guard, or the widow of any such person or persons.

(31) Should any clause, paragraph, section or part of this bill be held invalid or unconstitutional, the same shall not affect any other clause, paragraph, or section or part of the bill.

(32) No applicant who has been purposely stricken from the pension roll shall be entitled to any back pay for the time his or her name was stricken from the roll, and no back pay shall in any case, be granted except to those making application, as set forth in this act.

(33) In all applications for pensions hereafter, there shall be included a schedule of property owned, as provided in this act, and as prepared under direction of the Alabama pension commission, and in addition thereto, the tax assessor shall make certificate as to the assessed value of property of the pensioner and his wife, as shown by the assessment returns of his county, and that to the best of his knowledge the pensioner and his wife do not own property in the excess of five thousand dollars (\$5,000.00).

(34) When a soldier or sailor on the pension roll shall by reason of insanity be confined in the insane hospital, his name shall be dropped from the pension roll for the period of such confinement and the name of his wife shall be placed on the pension roll in class three and she shall receive such pension allowance as those in such class receive, and in event such soldier or sailor shall be discharged from the insane hospital, his name shall be restored to the pension rolls and the name of his wife shall be stricken therefrom.

(35) That should there not be a sufficient amount arising from the special one mill soldier tax to meet the payment of pensions as provided for in this act, there is hereby appropriated a sufficient amount out of any money in the State treasury to meet such payments. Provided that all pensioners now on the roll shall be paid as they are now paid until January first, 1920.

(36) This act shall be in full force and effect from the date of approval by the governor, and all laws and parts of laws in conflict are hereby repealed.

Mr. Long of Butler offered the following amendment to the substitute:

"Strike out the figures \$1,800.00 where they appear and insert the words \$1,500.00."

And the amendment was adopted.

Mr. Johnson offered the following amendment to the substitute:

Add to section 10:

Provided that if the Confederate archives in the city of Washington or in the office of the archives and history in Montgomery, show the service of the applicant for a pension, the affidavit of the person who served in the service of the Confederate States of the State of Alabama, as above set out, need not be required.

And the amendment was adopted.

And the substitute as amended was adopted.

Yeas, 89; nays, 0.

Messrs:

Mr. Speaker	Deese	Ingram	Pittman
Adams	Dickson	Jones (Montgomery)	Preston
Albright	Dunaway	Johnson	Robertson
Alexander	Edwards (Dallas)	Jordan	Ross
Allen	Edwards (Pike)	Lawson	Russell
Andrews	Ellis (Elmore)	Lee (Butler)	Salter
Arnold	Faulk	Lee (Perry)	Seale
Baker	Fletcher	Lewis	Shaw
Barganier	Gilbert	Lynne	Sherrod
Benners	Graham (Autauga)	Mathews (Clarke)	Simpson
Blunt	Graham (Clarke)	Matthews (Wilcox)	Smith
Bracken	Griffin	Milford	Sparks
Brindley	Guy	Mitchell	Stewart
Calvert	Hall (Henry)	Moorer	Stoddard
Carnley	Hale	Murphree	Tompkins
Christian	Hardaway	McDonald	Truss
Christopher	Hare	McLeod	Tunstall
Clayton	Harrison	Oakley	Waddell
Cliett	Hawkins	Oliver	Whorton
Cobbs	Hollis	Orr	Williams
Collins	Holmes (Baldwin)	Parker	Wilson
Crump	Holmes (Elmore)	Peters	Woodard
Dansby			

—89

And the bill:

S. 12. To provide pensions for all soldiers and sailors who were in the military or naval services of the State of Alabama and for those who served in the Army or Navy of the Confederate States of America with certain exceptions and who did not desert the same in the War Between the States of the United States of America in the years 1861, 1862, 1863, 1864, 1865, and who are bona fide resident citizens of the State of Alabama and to regulate and provide for the payment of such pensions by the State of Alabama.

As amended by the substitute as amended, was read a third time at length and passed.

Yeas, 89; nays, 0.

*Yeas:**Messrs:*

Mr. Speaker	Deese	Ingram	Pittman
Adams	Dickson	Jones (Montgomery)	Preston
Albright	Dunaway	Johnson	Robertson
Alexander	Edwards (Dallas)	Jordan	Ross
Allen	Edwards (Pike)	Lawson	Russell
Andrews	Ellis (Elmore)	Lee (Butler)	Salter
Arnold	Faulk	Lee (Perry)	Seale
Baker	Fletcher	Lewis	Shaw
Barganier	Gilbert	Lynne	Sherrod
Benners	Graham (Autauga)	Mathews (Clarke)	Simpson
Blunt	Graham (Clarke)	Matthews (Wilcox)	Smith
Bracken	Guy	Milford	Sparks
Brindley	Hall (Henry)	Mitchell	Stewart
Calvert	Hale	Moorer	Stoddard
Carnley	Hardaway	Murphree	Tompkins
Christian	Hare	McDonald	Truss
Christopher	Harrison	McLeod	Tunstall
Clayton	Hawkins	Oakley	Waddell
Cliett	Hollis	Oliver	Whorton
Cobbs	Holmes (Baldwin)	Orr	Williams
Collins	Holmes (Elmore)	Parker	Wilson
Crump	Howle	Peters	Woodard
Dansby			

—89

H. 1036. (With amendment.) To provide for the sale of the printed and bound volumes of the reports of the decisions of the Supreme Court of Alabama.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Judiciary, said amendment being as follows:

Sec. 3. That not more than two (2) copies of each serial volume shall be sold to any one purchaser."

And the amendment was adopted.

Yeas, 82; nays, 1.

*Yeas:**Messrs:*

Mr. Speaker	Christian	Hardaway	Longshore
Adams	Clayton	Hare	Lynne
Albright	Cliett	Harrison	Mathews (Clarke)
Alexander	Cobbs	Hawkins	Matthews (Wilcox)
Allen	Dansby	Holmes (Baldwin)	Milford
Andrews	Deese	Holmes (Elmore)	Mitchell
Arnold	Dickson	Howle	Murphree
Austin	Dodson	Jones (Escambia)	McDonald
Baker	Dunaway	Jones (Montgomery)	McLeod
Benners	Edwards (Dallas)	Johnson	Oakley
Blunt	Faulk	Lawson	Orr
Bracken	Graham (Autauga)	Lee (Butler)	Parker
Brindley	Graham (Clarke)	Lee (Perry)	Partridge
Calvert	Hall (Henry)	Lewis	Peters
Carnley	Hale	Long (Sumter)	Pittman

Preston	Seale	Stewart	Van de Graff
Reynolds	Shaw	Stoddard	Waddell
Robertson	Sherrrod	Tompkins	Whorton
Ross	Simpson	Truss	Wilson
Russell	Smith	Tunstall	Woodard
Salter	Sparks		

—82

Nays:

Mr. Long of Butler—1.

And the bill:

H. 1036. To provide for the sale of the printed and bound volumes of the reports of the decisions of the Supreme Court of Alabama.

As amended, was read a third time at length and passed.

Yeas, 82; nays, 1.

*Yeas:**Messrs:*

Mr. Speaker	Dickson	Lee (Butler)	Reynolds
Adams	Dodson	Lee (Perry)	Robertson
Albright	Dunaway	Lewis	Ross
Alexander	Edwards (Dallas)	Long (Sumter)	Russell
Allen	Faulk	Longshore	Salter
Andrews	Graham (Autauga)	Lynne	Seale
Arnold	Graham (Clarke)	Mathews (Clarke)	Shaw
Austin	Hall (Henry)	Matthews (Wilcox)	Simpson
Baker	Hale	Milford	Smith
Benners	Hardaway	Mitchell	Sparks
Blunt	Hare	Murphree	Stewart
Bracken	Harrison	McDonald	Stoddard
Brindley	Hawkins	McLeod	Tompkins
Calvert	Holmes (Baldwin)	Oakley	Truss
Carnley	Holmes (Elmore)	Orr	Tunstall
Christian	Howle	Parker	Van de Graff
Clayton	Ingram	Partridge	Waddell
Cliett	Jones (Escambia)	Peters	Whorton
Cobbs	Jones (Montgomery)	Pittman	Wilson
Dansby	Johnson	Preston	Woodard
Deese	Lawson		

—82

Nays:

Mr. Long of Butler—1.

H. 1037. To provide for the sale of the printed and bound volumes of the reports of the decisions of the Court of Appeals of Alabama.

Was read a third time at length and passed.

Yeas, 66; nays, 1.

*Yeas:**Messrs:*

Mr. Speaker	Albright	Andrews	Baker
Adams	Allen	Austin	Benners

Blunt	Graham (Autauga)	Lynne	Ross
Bracken	Graham (Clarke)	Mathews (Clarke)	Seale
Brindley	Hall (Henry)	Matthews (Wilcox)	Shaw
Calvert	Hare	Mitchell	Simpson
Carnley	Harrison	Murphree	Smith
Christian	Hawkins	McLeod	Sparks
Clayton	Holmes (Baldwin)	Orr	Stewart
Cliett	Holmes (Elmore)	Parker	Tompkins
Cobbs	Ingram	Partridge	Truss
Dansby	Jones (Escambia)	Peters	Tunstall
Deese	Jones (Montgomery)	Pittman	Van de Graff
Dodson	Lawson	Preston	Waddell
Dunaway	Lee (Butler)	Reynolds	Wilson
Fletcher	Lewis	Robertson	Woodard
Gilbert	Long (Sumter)		

—66

Nays:

Mr. Long of Butler—1.

H. 560. To further prescribe the duties of the supernumerary judge of Alabama.

Was read a third time at length and passed.

Yeas, 66; nays, 2.

Yeas:

Messrs:

Mr. Speaker	Cliett	Jones (Escambia)	Peters
Adams	Cobbs	Jones (Montgomery)	Pittman
Albright	Dansby	Johnson	Preston
Alexander	Deese	Lawson	Ross
Allen	Dickson	Lewis	Salter
Andrews	Dunaway	Long (Sumter)	Seale
Arnold	Edwards (Dallas)	Longshore	Shaw
Austin	Graham (Autauga)	Lynne	Smith
Baker	Graham (Clarke)	Milford	Sparks
Benners	Hall (Henry)	Mitchell	Stewart
Blunt	Hare	Murphree	Tompkins
Bracken	Harrison	McDonald	Tunstall
Brindley	Hawkins	McLeod	Van de Graff
Calvert	Holmes (Elmore)	Oakley	Waddell
Carnley	Howle	Orr	Wilson
Christian	Ingram	Partridge	Woodard
Clayton			

—66

Nays:

Messrs:

Edwards (Pike) Long (Butler)

—2

H. 562. To repeal section 3279, 3280 and 3281 of the Code of Alabama, an act to amend section 3281 of the Code of Alabama, approved April 22, 1911, and an act to amend section 3279 of the Code of Alabama. Approved September 8, 1915.

Was read a third time at length and passed.

Yeas, 64; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dunaway	Lewis	Shaw
Albright	Edwards (Dallas)	Long (Sumter)	Sherrod
Alexander	Fletcher	Longshore	Simpson
Allen	Graham (Autauga)	Lynne	Smith
Arnold	Graham (Clarke)	Mathews (Clarke)	Sparks
Baker	Hall (Henry)	Milford	Stewart
Benners	Hale	Murphree	Stoddard
Blunt	Hardaway	McLeod	Tompkins
Bracken	Hare	Oakley	Trammell
Calvert	Harrison	Orr	Truss
Carnley	Hawkins	Parker	Tunstall
Christopher	Holmes (Baldwin)	Peters	Van de Graff
Clayton	Holmes (Elmore)	Preston	Waddell
Cliett	Ingram	Reynolds	Whorton
Cobbs	Jones (Escambia)	Ross	Williams
Dansby	Jones (Montgomery)	Russell	Wilson
Deese	Lawson	Seale	Woodard
Dickson	Lee (Butler)		

—64

H. 561. To authorize the attorney general to direct the solicitor of certain circuits to perform the duties of solicitor of the nineteenth judicial circuit.

Was read a third time at length and passed.

Yeas, 65; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Jones (Escambia)	Oakley
Albright	Dansby	Johnson	Partridge
Alexander	Deese	Lawson	Peters
Allen	Dickson	Lee (Butler)	Pittman
Andrews	Dodson	Lee (Perry)	Preston
Austin	Dunaway	Lewis	Shaw
Baker	Edwards (Dallas)	Long (Butler)	Sherrod
Benners	Faulk	Long (Sumter)	Smith
Blunt	Graham (Autauga)	Longshore	Sparks
Bracken	Graham (Clarke)	Lynne	Stewart
Brindley	Hall (Henry)	Mathews (Clarke)	Trammell
Calvert	Hare	Matthews (Wilcox)	Truss
Carnley	Harrison	Mitchell	Tunstall
Christian	Hawkins	Murphree	Waddell
Christopher	Howle	McDonald	Whorton
Clayton	Ingram	McLeod	Wilson
Cliett			

—65

H. 521. For the relief of H. S. Brown, of Randolph county, Alabama, to refund certain moneys erroneously or illegally collected from him as money due the State of Alabama on lands.

Was read a third time at length and passed.

Yeas, 63; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Johnson	Preston
Albright	Dickson	Lawson	Reynolds
Alexander	Dunaway	Lee (Butler)	Seale
Allen	Edwards (Dallas)	Lee (Perry)	Shaw
Andrews	Edwards (Pike)	Lewis	Sherrod
Austin	Faulk	Long (Sumter)	Simpson
Benners	Graham (Autauga)	Longshore	Smith
Blunt	Graham (Clarke)	Lynne	Sparks
Bracken	Hare	Matthews (Wilcox)	Stoddard
Brindley	Harrison	Mitchell	Tompkins
Burns	Hawkins	Murphree	Truss
Christopher	Holmes (Elmore)	McLeod	Tunstall
Clayton	Howle	Oakley	Waddell
Cliett	Ingram	Orr	Williams
Cobbs	Jones (Escambia)	Parker	Woodard
Dansby	Jones (Montgomery)	Pittman	

—63

H. 760. To make an appropriation of two hundred and eighty-two dollars for the relief of George W. Morris, a Confederate soldier of Randolph county.

Was read a third time at length and passed.

Yeas, 64; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cliett	Hollis	Pittman
Adams	Cobbs	Howle	Preston
Albright	Collins	Johnson	Ross
Alexander	Crump	Jordan	Russell
Allen	Dansby	Lawson	Seale
Andrews	Dickson	Lewis	Seale
Arnold	Dodson	Longshore	Shaw
Austin	Dunaway	Lynne	Sherrod
Baker	Faulk	Milford	Smith
Blunt	Fletcher	Mitchell	Sparks
Bracken	Gilbert	Murphree	Stoddard
Burks	Guy	McLeod	Tompkins
Burns	Hale	Oakley	Truss
Carnley	Hare	Orr	Tunstall
Christian	Harrison	Parker	Whorton
Clayton	Hawkins	Peters	Wilson

—64

H. 583. (With substitute.) To revise and improve the public health laws of Alabama by amending article 1 of chapter 22 of the Code of Alabama of 1907 and sections 1632 and 1636 of said Code.

Was taken up. The question was upon the adoption of the substitute reported by the Standing Committee on Public Health, said substitute being as follows:

To be entitled an act to further revise, extend and amend the health and quarantine laws of the State of Alabama; to provide penalties for the violation of the provisions thereof; and to make appropriations to cover the expenses thereof.

Be it enacted by the Legislature of Alabama:

Section 1. That section 698 of the Code of Alabama, 1907, be and the same is hereby amended to read as follows:

698. State board of health; State committee of public health; how constituted.—The Medical Association of the State of Alabama, as constituted under the laws now in force, or which hereafter may be in force, is the State board of health. The State board of censors, of said association, as said board of censors is or hereafter may be constituted under the laws now in force or which hereafter may be in force and under the constitution of said association, as said constitution now exists or may hereafter exist, is, and when acting as such, shall be known as the State committee of public health, and the governor of the State of Alabama shall be a member and ex officio chairman of said State committee of public health.

Section 2. That section 699, Code of Alabama, 1907, be and the same is hereby repealed, and the following substituted therefor.

699. State board of health; how represented.—When the State board of health is not in session said State committee of public health shall act for said board and have and discharge all the prerogatives and duties of said board, including the adoption and promulgation of rules and regulations provided for in this act. When said committee is not in session the State health officer shall act for said board and said committee and shall report to the said board and said committee at its regular meeting his actions, and said board or said committee may at any time revoke any action of said health officer.

Section 3. That section 700, Code of Alabama, 1907, be and the same is hereby amended to read as follows:

Section 700. County boards of health; how constituted.—The boards of censors of county medical societies in affiliation with the Medical Association of the State of Alabama, and organized in accordance with the provisions of its constitution as it now or may hereafter exist, are hereby constituted, and when acting as such shall be known as, county boards of health of their respective counties, including all incorporated municipalities therein, and shall be under the general supervision and control of the State board of health. Whenever the name "county committee of public health" or other name or expression referring to the county committee of public health, as such, now occurs in

the Code of Alabama, this act or any other statute law of the State of Alabama, or in the constitution of the Medical Association of the State of Alabama, or in the Constitution of the Medical society of a county in the State of Alabama in affiliation with the Medical Association of the State of Alabama, said name or expression shall hereafter be read and understood and construed to mean the county board of health herein provided for; and the chairman of the board of revenue, and the presiding officer of the courts of county commissioners, or other like county governing boards, shall be a member and ex officio chairman of the county board of health in his county respectively.

Section 4. That section 701, Code of Alabama, 1907, be and the same is hereby amended so as to read as follows:

701 (2433) (1286) (1543). State and county boards in sole control of public health.—No local board of health or other executive body for the exercise of public health functions, other than the county board of health, shall be established or exist in any county or municipality. Nor shall any municipality have a municipal health officer or other like officer. Nor shall any board, body or organization, or any official or person, acting or claiming to act under any Federal authority, or acting without claim of Federal or State authority, engage in any public health work except under the supervision and control of the State board of health; provided, however, that such control of the State board of health shall not be required in the case of, nor shall the inhibition of this section apply to, organizations affiliated with the anti-tuberculosis League of the State of Alabama, nor to any similar organization operating under the direction of the National Tuberculosis Association.

Section 5. That section 702, Code of Alabama, 1907, be and the same is hereby amended to read as follows:

702. State board of health; authority and jurisdiction.—The State board of health shall have authority and jurisdiction.

(1) To exercise general control over the enforcement of the laws relating to public health.

(2) To investigate the causes, modes of propagation, and means of prevention, of diseases.

(3) To investigate the influence of localities and employment on the health of the people.

(4) To inspect all schools, hospitals, asylums, jails, almshouses, theatres, opera houses, court houses, churches, public halls, prisons, markets, dairies, milk depots, slaughter pens or houses, railroad depots, railroad cars, street railroad cars, lines of railroads and street railroads (including the territory contiguous to said lines, industrial and manufacturing establish-

ments, offices, stores, banks, club houses, hotels, rooming houses, residences, and other places of like character, and whenever insanitary conditions in any of these places, institutions, or establishments, or conditions prejudicial to health, or likely to become so, are found, proper steps shall be taken by the proper authorities, to have such conditions corrected or abated.

(5) To examine the sources of supply, tanks, reservoirs, pumping stations and avenues of conveyance of drinking water, and whenever these waters are found polluted, or conditions are discovered likely to bring about their pollution, proper steps shall be taken by the proper authorities to improve or correct conditions.

(6) To adopt and promulgate rules and regulations providing proper methods and details for administering the health and sanitary laws of the State, which rules and regulations shall have the force and effect of law and shall be executed and enforced by the same courts, bodies, officials, agents and employees as in the case of health laws; and any person violating or failing or refusing to obey or comply with, any such rule or regulation shall be guilty of a misdemeanor and shall be punished in accordance with the provisions of section 7073 of this Code; and if the violation or failure is a continuing one each day's violation or failure shall constitute a separate offense and be punishable accordingly.

(7) To exercise supervision and control over county boards of health and over county health officers and county quarantine officers in the enforcement of the public health laws of the State in their respective counties and whenever any such county board of health, county health officer or county quarantine officer shall fail or refuse to discharge its or his duties may be discharged by the State board of health until proper arrangements are made to insure their discharge by said county boards of health or said county health officer or said county quarantine officer, as the case may be.

(8) To act as an advisory board to the State in all medical matters and matters of sanitation and public health.

Section 6. That section 703, Code of Alabama, 1907, be and the same is hereby amended to read as follows:

703. County boards of health; authority and jurisdiction.—It shall be the duty of the county boards of health in their respective counties and subject to the supervision and control of the State board of health—

(1) To supervise the enforcement of the health laws of the State, including all ordinances or rules and regulations of municipalities or of county boards of health or of the State board of health; and to supervise the enforcement of the law for the

collection of vital and mortuary statistics; and to adopt and promulgate, if necessary, rules and regulations for administering the health laws of the State and the rules and regulations of the State board of health, which rules and regulations of the county boards of health shall have the force and effect of law and shall be executed and enforced by the same bodies, officials, agents and employees as in the case of health laws; and any person violating or failing or refusing to obey or comply with, any such rule or regulation shall be guilty of a misdemeanor and shall be punished in accordance with the provisions of section 7073 of this Code; and if the violation or failure is a continuing one each day's violation or failure shall constitute a separate offense and be punishable accordingly.

(2) To investigate through county health officers or quarantine officers cases, or outbreaks, of any of the diseases enumerated or referred to in section 716 of this Code and to enforce such measures for the prevention, or extermination, of said diseases as are authorized by law.

(3) To investigate through county health officers or quarantine officers all nuisances to public health and through said officers to take proper steps for the abatement of such nuisances.

(4) To exercise through county health officers or quarantine officers special supervision over the sanitary conditions of schools, hospitals, asylums, jails, almshouses, theatres, opera houses, court houses, churches, public halls, prisons, market, dairies, milk depots, slaughter pens or houses, railroad depots, railroad cars, street railroad cars, lines of railroad and street railroads (including the territory contiguous to said lines), industrial and manufacturing establishments, offices, stores, banks, club houses, hotels, rooming houses, residences, the sources of supply, tanks, reservoirs, pumping stations, and avenues of conveyance of drinking water, and other institutions and places of like character; and whenever insanitary conditions are found to use all legal means to have the same abated.

(5) To elect a county health officer, subject to the approval of the State committee of public health, who shall devote all of his time to the duties of his office, and to fix his term of office at not less than three years, in such counties of the State as shall, through its proper authorities, make appropriation for the payment of the salary of all-time health officer, and provide him with an office and the expenses named in subsection 11 of section 706 of this act; and in the event any county or counties shall fail or refuse to make such appropriation, certain duties of an all-time health officer shall be done and performed by the quarantine officer hereinafter provided for.

No county health officer-elect shall assume office until his election shall have been approved by the State committee of public health, and if such committee refuses to approve his election, another county health officer shall be forthwith elected. The jurisdiction of such officer shall extend to all parts of the county, including all incorporated municipalities; and should the health officer so elected neglect or fail faithfully to perform any of the duties which are lawfully prescribed for him it shall be the duty of the State health officer to remove said county health officer from office; and when any county health officer shall be so removed he shall have the right to appeal to the State committee of public health, and when such appeal has been taken said committee shall investigate fully the causes for which he was removed from office. If six members of said committee vote to affirm the action of said State health officer then his action shall be affirmed; otherwise it shall be reversed.

(6) Whenever two or more counties acting through their respective courts of county commissioners or boards of revenue, as the case may be, shall agree to appropriate proportionately from the funds of their respective counties a sufficient sum to pay the salaries of an all-time health officer and assistants and provide him with an office, supplies and expenses as provided in subsection II of section 706 of this act, then the county boards of health of these respective counties shall meet in joint session and elect an all-time health officer, and fix his term of office at not less than three years, who shall devote all of his time to the duties of his office in the district for which he is elected. No all-time health officer elected under the authority of this subsection shall assume office until his election shall have been approved by the State committee on public health and if such committee refuses to approve his election, another district health officer shall forthwith be elected.

The jurisdiction of such officer shall extend to all parts of each county in the district, including all incorporated municipalities in the several counties composing such district; and he shall be subject to removal as provided in subsection 5 next preceding. The minimum salary of such district health officer shall be not less than \$2,400 per annum paid monthly out of the budget provided by the several counties composing said district.

Section 7. That subsections 1 and 11 of subdivision 1, section 706, Code of Alabama, 1907, as amended by an act approved September 25, 1915, Acts 1915, page 782, be and the same are hereby amended to read as follows:

706. Subdivision 1, subsection 1. The office of part-time county health officer is hereby abolished and the county health

officer elected as provided in section 703 of the Code as amended by this act shall devote all of his time to official work. He shall, under the direction of the State health officer and the county board of health have sole direction of all sanitary and public health work within the county, including incorporated municipalities, and shall employ for his assistants subject to the approval of the county board of health such number of physicians, nurses, clerks, inspectors, and other employees as are found necessary to accomplish the work. The salary of the health officer shall, within the limits of section 707 of the Code as amended herein, be fixed by the court of county commissioners or like board and shall be paid out of the budget which shall be provided by the county for the prosecution of public health work and sanitation. Each incorporated municipality having a population of 5,000 or more according to the last Federal census, in counties which have provided for a health officer, shall provide a budget consisting of a sufficient sum of money properly to safeguard the public health and promote sanitation within the corporate limits of the municipality, and all municipalities may make appropriations especially for public health work. All assistants and employees of the county board of health shall be appointed by the county health officer subject to the approval of the county board of health and county board of revenue or board of like character. Employees whose functions are discharged solely in a municipality shall be approved by the city commission or like governing body of said municipality and not by the county board of revenue, or boards of like character. The county health officer shall have full and complete authority to remove from office any assistant or employee. It shall be the duty of the county health officer.

Subsection 11. To authorize in writing a member of the county medical society acceptable to the county board of health to act for him in case of a contemplated absence from the county of such duration, or in case of a disability from any cause of such character, as would interfere with the discharge of his official duty, provided that such member accepts in writing such delegation of authority, and provided further that he shall notify the chairman of the county board of health and the State health officer of such arrangement, and provided further that no county health officer shall absent himself from the county for a period longer than thirty days unless he first obtains the approval of the State health officer.

Section 8. That division II of section 706, Code of Alabama, 1907, as amended by an act approved September 25, 1915, Acts 1915, page 786, be and the same is hereby repealed.

Section 9. That subsections 2 and 6 of subdivisions III, section 706, Code of Alabama, 1907, as amended by an act approved September 25, 1915, Acts 1915, page 786, be and they are hereby amended to read as follows:

Subsection 2. To occupy an office in the court house of the county, to be assigned by the court of county commissioners or other like board, and in the event that an office in the court house is not available the said court or board shall provide an office for him conveniently located with reference to the court house; and the court of county commissions or other like board shall appropriate from the revenue of the county such sums as are found necessary to furnish and equip the office of the county health officer with all necessary supplies, and furnish all necessary clerical help, transportation and other expenses of the county health officer, and shall appropriate from the revenues of the county money for the prosecution of public health work which has been recommended by the county health officer and indorsed by the county board of health and approved by said court of county commissioners or other like board.

Subsection 6. To teach the proprietors of slaughter houses, dairies, grocery houses, hotels, lunch stands, etc., the importance of protecting all food products from dust and insects of every kind and to require the proper protection of food products by glass cases, screens, or other devices approved by the county board of health and to impress upon the people of the county the importance of similar protection in their own homes.

Section 10. That section 707, Code of Alabama, 1907, as amended by Act approved September 25, 1915, Acts 1915, page 788, be amended so as to read as follows:

707. Salary of county health officer; how paid.—The salary of the county health officer shall be fixed by the court of county commissioners or other like board, but in no event shall the salary be fixed at a less amount than two hundred dollars per month, payable monthly from the county treasury as in the case of other salaries paid by the county; provided that nothing herein contained shall prevent said courts of county commissioners, or boards of revenue, from paying the health officer of their county such additional sum as salary as to them shall seem right and proper.

Section 11. That section 709, Code of Alabama, 1907, be amended so as to read as follows:

709. Assistant county health officers shall be appointed.—The county health officer may, subject to the approval of the county board of health, appoint such assistant health officers if any, and so distribute them throughout the county (including

municipalities), as he may consider necessary. Said county health officer may remove any assistant health officer so appointed.

Sec. 12. That section 710, and each subsection thereof, Code of Alabama, 1907, be and the same is hereby repealed and the following substituted therefor.

710. County quarantine officer—There shall be in each county having no health officer a county quarantine officer who shall be appointed by the State committee of public health on the recommendation of the county board of health whose tenure of office shall expire on the election of a county health officer, provided that in no event shall his term of office extend more than three years from the date of his appointment, and provided further that the State committee of public health shall have power to remove a quarantine officer at any time when in its judgment the public good requires such removal. The salary of the county quarantine officer shall be fixed at not exceeding twenty-five dollars per month by the court of county commissioners or other like board and shall be paid in monthly installments from the county treasury as in the case of other salaries paid by the county. The county quarantine officer shall, under the supervision and control of the State health officer and the county board of health, perform all the duties in connection with the isolation and quarantine of cases of infectious and contagious diseases that are required of county health officers in counties having county health officers.

Section 13. That section 711, Code of Alabama, 1907, be amended so as to read as follows:

711. Midwifery; regulations of.—Subdivision 1. It shall be unlawful for any person, other than a regularly licensed physician, to practice as a midwife without first making written application for and receiving a certificate of approval from the county board of health. The term "midwife" shall be construed to include any person, other than a regularly licensed physician, who shall attend, or who shall bargain, contract or agree to attend, any woman at or during childbirth.

Subdivision 2. No permit shall be issued by a county board of health to any person to practice as a midwife, unless such person shall present to the said board of health satisfactory evidence of having or possessing sufficient knowledge and skill in the art of midwifery, and that such person is free from a communicable disease and of good moral character.

Subdivision 3. County boards of health shall from time to time upon application made in such form as may be prescribed by the State board of health and in such manner as State board

of health may determine, either by a schedule of questions to be answered and subscribed, or orally, examine each person of good moral character and temperate habits who desires to engage in the practice of midwifery, as to his or her qualifications and knowledge of the art, and if a majority of the county board of health shall be satisfied that such person is competent to engage in the practice of midwifery, said board shall enter the name of such person as a registered midwife in a book provided for that purpose, and shall issue to such person a certificate of approval to be signed by the chairman of said board and countersigned by the county health officer.

Section 14. That section 712, Code of Alabama, 1907, be amended so as to read as follows:

712. Registration of births and deaths.—Subdivision 1. The State board of health shall have charge of the registration of births and deaths; shall prepare the necessary instructions, forms and blanks for obtaining and preserving such records and shall procure the faithful registration of the same in each primary registration district, as constituted in subdivision 3 of this section, and in the central bureau of vital statistics at the capitol of the State. Said board shall be charged with the uniform and thorough enforcement of the law throughout the State, and shall from time to time recommend any additional legislation that may be necessary for this purpose.

Subdivision 2. The State board of health shall have general supervision over the central bureau of vital statistics. The State registrar of vital statistics shall be appointed by the State board of health. He shall hold office at the pleasure of said board and shall receive such compensation as the board may fix. The State board of health shall provide such clerical and other assistants as may be necessary for the purposes of this section who shall serve during the pleasure of the board, and said board shall fix the compensation of persons thus employed. The State board of health shall provide for the bureau of vital statistics suitable offices, which shall be properly equipped with filing cases for the permanent and safe preservation of all official records made and returned under this section.

Subdivision 3. For the purposes of this section the State shall be divided into registration districts as follows: Each voting precinct in the State shall constitute a primary registration district; provided, that the State board of health may combine two or more primary registration districts or subdivide any primary registration district when necessary to facilitate registration.

Subdivision 4. As soon as possible after the taking effect of this section the State board of health shall appoint a local registrar of vital statistics for each registration district in the State. The term of office of each local registrar so appointed shall be four years, and until his successor has been appointed and has qualified, unless such office shall sooner become vacant by death, disqualification, operation of law, or other cause; provided, that in cities where other officials are, in the judgment of the State board of health, conducting effective registration of births and deaths under local ordinances at the time of the taking effect of this section, such officials may be appointed as registrars in and for such cities, and shall be subject to the rules and regulations of the State registrar, and to all of the provisions of this section. Any vacancy occurring in the office of local registrar of vital statistics shall be filled for the unexpired term by the State board of health. At least ten days before the expiration of the term of office of any such local registrar, his successor shall be appointed by the State board of health.

Any local registrar, who, in the judgment of the State board of health, fails or neglects to discharge efficiently the duties of his office shall be forthwith removed by the State board of health.

Each local registrar shall, immediately upon his acceptance of appointment as such, appoint a deputy, whose duty it shall be to act in his stead in case of his absence or disability; and such deputy shall in writing accept such appointment and be subject to all laws, rules and regulations governing local registrars. And when it appears to him expedient the local registrar may with the approval of the State registrar appoint one or more suitable persons to act as sub-registrars, who shall be authorized to receive certificates of birth and death and to issue burial or removal permits in and for such portions of the district as may be designated; and each subregistrar shall note, on each certificate, over his signature, the date of filing, and shall forward all certificates to the local registrar of the district within ten days, and in all cases before the third day of the following month; provided, that each subregistrar shall be subject to the supervision and control of the State registrar, and may be by him removed for neglect or failure to perform his duty in accordance with law and the rules and regulations governing local registrars.

Subdivision 5. No dead human body shall be buried, cremated or otherwise disposed of, or removed from or into any registration district, or be temporarily held pending further disposition more than 72 hours after death, unless a permit for burial, removal, or other disposition thereof shall have been prop-

erly issued by the local registrar of the registration district in which the death occurred or in which the body was found. And no such burial or removal permit shall be issued by any registrar until a complete and satisfactory certificate of death has been filed with him as herein provided; provided, that when any such body is transported from outside the State into a registration district in Alabama for burial the transit or removal permit issued in accordance with the law and health regulations of the place where the death occurred shall be accepted by the local registrar of the district into which such body has been transported for burial or other disposition as a basis upon which he may issue a local burial permit; and he shall note upon the face of the burial permit the fact that it is a body shipped in for interment and give the actual place of death; and no local registrar shall receive any fee for the issuance of burial or removal permits other than the compensation provided in subdivision 20 and provided further that in sparsely settled districts, to be designated by the State registrar of vital statistics, or when it is impracticable to file a death certificate, a local registrar may issue a burial or removal permit without a certificate if a responsible person assumes the obligation to file a satisfactory certificate within ten days.

Subdivision 6. A stillborn child shall be registered as a birth and also as a death and separate certificates of the birth and the death shall be filed with the local registrar in the usual form and manner, the certificate of birth to contain in place of the name of the child the word "stillborn;" provided that neither a certificate of birth nor a certificate of death shall be required for a child that has not advanced to the fifth month of uterogestation. The medical certificate of the cause of death shall be signed by the attending physician, if any, and shall state the cause of death as "stillborn," with the cause of still-birth, if known, whether a premature birth, and, if a premature birth, the period of uterogestation, in months, if known; and a burial or removal permit of the prescribed form shall be required. Midwives shall not sign certificates of death for stillborn children; but such cases, and stillbirths occurring without attendance of either physician or midwife, shall be treated as deaths without medical attendance, as provided for in subdivisions 8 of this section.

Subdivision 7. Certificates of death shall be upon such forms, and shall contain such matter, as may be provided for from time to time by the rules and regulations of the State board of health.

The personal statistical particulars shall be authenticated by the signature of the informant, who may be any competent person acquainted with the facts.

The statement of facts relating to the disposition of the body shall be signed by the undertaker or person acting as such.

The medical certificate shall be made and signed by the physician, if any, last in attendance on the deceased, who shall specify the time in attendance, the time he last saw the deceased alive, and the hour of the day at which death occurred. And he shall further state the cause of death, so as to show the course of disease or sequence of causes resulting in the death, giving first the name of the disease causing death (primary cause) and the contributory (secondary) cause, if any, and the duration of each. Indefinite and unsatisfactory terms, denoting only symptoms of disease or conditions resulting from disease, will not be held sufficient for the issuance of a burial or removal permit; and any certificate containing only such terms, as defined by the State registrar, shall be returned to the physician or person making the medical certificate, for correction and more definite statement. Causes of death which may be the result of either disease or violence shall be carefully defined; and if from violence, the means of injury shall be stated, and whether (probably) accidental suicidal, or homicidal. And for deaths in hospitals or other institutions, or of non-residents, the physician shall supply the personal statistical particulars, if he is able to do so, and may state where, in his opinion, the disease was contracted.

Subdivision 8. That in case of any death occurring without medical attendance, it shall be the duty of the undertaker to notify the local registrar of such death, and when so notified the registrar shall, prior to the issuance of the permit, inform the local health officer and refer the case to him for immediate investigation and certification; provided, when there is no such official, and in such cases only, the registrar is authorized to make the certificate and return from the statement of relatives or other persons having adequate knowledge of the facts; provided, further, that if the registrar has reason to believe that the death may have been due to unlawful act or neglect, he shall then refer the case to the coroner or other proper officer for investigation and certification. And the coroner or other proper officer whose duty it is to hold an inquest on the body of any deceased person, and to make the certificate of death required for a burial permit, shall state in his certificate the name of the disease causing death, or if from external causes, (1) the means of death; and (2) whether (probably) accidental, suicidal, or homicidal; and shall, in any case, furnish such information as may be required by the State registrar in order properly to classify the death.

Subdivision 9. The undertaker, or person acting as undertaker, shall file the certificate of death with the local registrar of the district in which the death occurred and obtain a burial or removal permit prior to any disposition of the body. He shall obtain the required personal and statistical particulars from the person best qualified to supply them, over the signature and address of his informant. He shall then present the certificate to the attending physician, if any, or to the health officer or coroner, as directed by the local registrar, for the medical certificate of the cause of death and other particulars necessary to complete the record, as provided in subdivisions 7 and 8. And he shall then state the facts required relative to the date and place of burial or removal, over his signature and with his address, and present the completed certificate to the local registrar in order to obtain a permit for burial, removal, or other disposition of the body. The undertaker shall deliver the burial permit to the person in charge of the place of burial, before interring or otherwise disposing of the body; or shall attach the removal permit to the box containing the body, when shipped by any transportation company; said permit to accompany the body to its destination; where, if within the State of Alabama, it shall be delivered to the person in charge of the place of burial.

Every person, firm, or corporation selling a burial casket, and every person who makes one on a special order, shall keep a record showing the name and post office address of the purchaser or orderer, name of deceased, and date and place of death of deceased, which record shall be open to inspection of the State registrar at all times. On the first day of each month the person, firm or corporation, selling caskets or making them on special order shall report to the State registrar each sale or making for the preceding month, on a blank provided for that purpose; provided, however, that no person, firm, or corporation selling caskets to dealers or undertakers only shall be required to keep such record, nor shall such report be required from undertakers when they have direct charge of the disposition of the body.

Every person, firm, or corporation, selling a casket at retail, and not having charge of the disposition of the body, shall inclose within the casket a notice furnished by the State registrar calling attention to the requirements of the law, a blank certificate of death, and the rules and regulations of the State board of health concerning the burial or other disposition of a dead human body.

Subdivision 10. If the interment, or other disposition of the body, is to be made within the State, the wording of the burial or removal permit may be limited to a statement by the regis-

trar, and over his signature, that a satisfactory certificate of death having been filed with him, as required by law, permission is granted to inter, remove, or dispose otherwise of the body, stating the name, age, sex, cause of death, and other necessary details, upon the form prescribed by the State registrar.

Subdivision 11. No person in charge of any premises on which interments are made shall inter or permit the interment of or other disposition of any human body unless it is accompanied by a burial, removal, or transit permit, as herein provided. And such person shall endorse upon the permit the date of interment, over his signature, and shall return all permits so indorsed to the local registrar of his district within ten days from the date of the interment, or within the time fixed by local ordinance. He shall keep a record of all bodies interred or otherwise disposed of on the premises under his charge, in each case stating the name of each deceased person, place of death, date of burial or disposal, and name and address of the undertaker; which record shall at all times be open to official inspection; provided, that the undertaker or person acting as such, when burying a body in a cemetery or burial ground having no person in charge, shall sign the burial or removal permit, giving the date of burial, and shall write across the face of the permit the words "No person in charge," and file the burial or removal permit within ten days with the registrar of the district in which the cemetery is located.

Subdivision 12. The birth of each and every child born in this State shall be registered as hereinafter provided.

Subdivision 13. Within ten days after the date of a birth, there shall be filed with the local registrar of the district in which the birth occurred a certificate of such birth, which certificate shall be upon the form adopted by the State board of health, with a view to procuring a full and accurate report with respect to each item of information that may be required under subdivision 14 of this section.

In each case where a physician, midwife, or person acting as midwife, was in attendance upon the birth, it shall be the duty of such physician, midwife or person acting as midwife, to file said certificate in accordance herewith.

In each case where there was no physician or midwife in attendance upon the birth, it shall be the duty of the father or mother of the child, the householder or owner of the premises where the birth occurred, or the manager or superintendent of the public or private institution where the birth occurred, each in the order named, within ten days after the date of such birth, to report to the local registrar the fact of such birth. In such case and in case the physician or midwife, or other person report-

ing said birth is unable, by diligent inquiry, to obtain any item or items of information contemplated by subdivision 14 of this section, it shall then be the duty of the local registrar to secure from the person so reporting, or from any other person having the required knowledge, such information as will enable him to prepare the certificate of birth herein contemplated, and it shall be the duty of the person reporting the birth or who may be interrogated in relation thereto to answer correctly and to the best of his knowledge all questions put to him by the local registrar which may be calculated to elicit any information needed to make a complete record of the birth as contemplated by said subdivision 14, and it shall be the duty of the informant as to any statement made in accordance herewith to verify such statement by his signature, when requested so to do by the local registrar.

Subdivision 14. Certificate of birth shall be upon such forms, and shall contain such matter, as may be provided for from time to time by the rules and regulations of the State.

Such certificates shall be signed by the attending physician or midwife, with date of signature and address; if there is not a physician or midwife in attendance, then by the father or the mother of the child, chief occupant of the premises, or manager or superintendent of public or private institution where the birth occurred, or other competent person, whose duty it shall be to notify the local registrar of each birth, as required by subdivision 13 of this section.

The exact date of filing in office of local registrar, attested by his official signature, and registered number of birth, shall be by said registrar noted on each birth certificate.

Subdivision 15. When any certificate of birth of a living child is presented without the statement of the given name, then the local registrar shall make out and deliver to the parents of the child a special blank for the supplemental report of the given name of the child, which shall be filled out as directed, and returned to the local registrar as soon as the child shall have been named.

Subdivision 16. Every physician, midwife, undertaker, dealer in coffins and makers of coffins shall, without delay, register his name, address, and occupation with the local registrar of the district in which he resides, or may hereafter establish a residence; and shall thereupon be supplied by the local registrar with a copy of this section, together with such rules and regulations as may be promulgated by the State board of health relative to its enforcement. Within thirty days after the close of each calendar year each local registrar shall make a return to the State registrar of all physicians, midwives, or undertakers or

makers of coffins, who have been registered in his district during the whole or any part of the preceding calendar year; provided, that no fee or other compensation shall be charged by local registrars to physicians, midwives, or undertakers for registering their names under this section or making returns thereof to the State registrar.

Subdivision 17. All superintendents, managers, or other persons in charge of hospitals, almshouses, lying-in or other institutions, public or private, to which persons resort for treatment of diseases or confinement, or are committed by process of law, shall forthwith make a record of all the personal and statistical particulars relative to the inmates in their institutions which are required in the forms of the certificates provided for by this subdivision as directed by the State registrar; and thereafter such record shall be, by them, made for all future inmates at the time of their admittance. And in case of persons admitted for treatment of disease, the physician in charge shall specify for entry in the record, the nature of the disease, and where, in his opinion, it was contracted. The personal particulars and information required by this section shall be obtained from the individual himself if it is practicable to do so; and when they cannot be so obtained, they shall be obtained in as complete a manner as possible from relatives, friends, or other persons acquainted with the facts.

Subdivision 18. The registrar shall under the supervision of the State board of health prepare, print, and supply to local registrars all blanks and forms used in registering, recording, and preserving the returns or in otherwise carrying out the purposes of this section, and shall prepare and issue such detailed instructions as may be required to procure the uniform observance of its provisions and the maintenance of a perfect system of registration; and no other blanks shall be used than those supplied by the State registrar. He shall carefully examine the certificates received monthly from the local registrars, and if any such are incomplete or unsatisfactory he shall require such further information to be supplied as may be necessary to make the record complete and satisfactory. And all physicians, midwives, informants, undertakers, and all other persons having knowledge of the facts, are hereby required to supply, upon a form provided by the State registrar or upon the original certificate, such information as they may possess regarding any birth or death upon demand of the State registrar, in person, by mail, or through the local registrar; provided, that no certificate of birth or of death, after its acceptance for registration by the local registrar, and no other record made in pursuance of this section, shall be

altered or changed in any respect otherwise than by amendments properly dated, signed and witnessed. The State registrar shall further arrange, bind and permanently preserve the certificates in a systematic manner, and shall prepare and maintain a comprehensive and continuous index of all births and deaths registered, said index to be arranged alphabetically, in the case of deaths, by the names of decedents, and in the case of births, by the names of fathers and mothers. He shall inform all registrars what diseases are to be considered infectious, contagious, or communicable and dangerous to the public health, as decided by the State board of health, in order that when deaths occur from such diseases proper precautions may be taken to prevent their spread.

All birth records and death records for years prior to 1908, which may now be in the possession of health officers, or probate judges shall be forwarded to the registrar of vital statistics at Montgomery upon his request and the registrar shall have copies and indexes of such records made, after which said records shall be returned to the counties from which they were received.

If any cemetery company or association, or any church or historical society or association, or any other company, society, or association, or any individual, is in possession of any record of births or deaths, which may be of value in establishing the genealogy of any resident of this State, such company, society, association, or individual, may file such record or a duly authenticated transcript thereof with the State registrar, and it shall be the duty of the State registrar to preserve such record or transcript, and to make a record and index thereof in such form as to facilitate the finding of any information contained therein. Such record and index shall be open to inspection by the public, subject to such reasonable conditions as the State registrar may prescribe. If any person desires a transcript of any record filed in accordance herewith, the State registrar shall furnish the same upon application, together with a certificate that it is a true copy of such record, as filed in his office, and for his services in so furnishing such transcript and certificate he shall be entitled to a fee of fifteen cents per hundred words and to a fee of twenty-five cents for the certificate, which fee shall be paid by the applicant.

Subdivision 19. Each local registrar shall supply blank forms of certificates to such persons as require them. Each local registrar shall carefully examine each certificate of birth or death when presented for record in order to ascertain whether or not it has been made out in accordance with the provisions of this section and the instructions of the State registrar; and if any

certificate of death is incomplete or unsatisfactory, it shall be his duty to call attention to the defects in the return, and to withhold the burial or removal permit until such defects are corrected. All certificates either of birth or of death, shall be written or typed legibly, in durable black ink, and no certificate shall be held to be complete and correct that does not supply all of the items of information called for therein, or satisfactorily account for their omission. If the certificate of death is properly executed and complete, he shall then issue a burial or removal permit to the undertaker; provided, that in case the death occurred from some disease which is held by the State board of health to be infectious, contagious, or communicable and dangerous to the public health, no permit for the removal or other disposition of the body shall be issued by the registrar, except under such conditions as may be prescribed by the State board of health. If a certificate of birth is incomplete, the local registrar shall immediately notify the informant, and require him to supply the missing items of information if they can be obtained. He shall number consecutively the certificates of birth and of death, in two separate series, beginning with number 1 for the first birth and number 1 for the first death in each calendar year, and sign his name as registrar in attest of the date of filing in his said office. He shall also make a complete and accurate copy of each birth certificate and each death certificate registered by him in a record book supplied by the State registrar. When any such record book of births and deaths is filled, the local registrar shall deliver the same to the probate judge of the county and said judge shall cause such books to be properly labeled and indexed so as to constitute permanent local records of births and deaths. On the 10th day of each month each local registrar shall transmit to the State registrar all original certificates registered by him for the preceding month. And if no births or no deaths occurred in any month, he shall, on the 10th day of the following month, report that fact to the State registrar, on a card provided for such purpose.

Subdivision 20. Each local registrar shall be paid the sum of twenty-five cents for each birth certificate and each death certificate properly and completely made out and registered with him, and correctly recorded and promptly returned by him to the State registrar, as required by this section, except that city registrars, who are already compensated by salary for their services, shall not receive further compensation as provided for in this section. And in case no births or no deaths registered during any month the local registrar shall be entitled to be paid the sum of twenty-five cents for each report to that effect, but only

if such report be made promptly as required by this subdivision. All amounts payable to a local registrar under the provisions of this section shall be paid by the treasurer of the county in which the registration district is located, upon certification by the State registrar. And the State registrar shall annually certify to the treasurers of the several counties the number of births and deaths properly registered, with the names of the local registrars and the amount due each at the rates fixed herein.

Subdivision 21. The State registrar shall, upon request, supply to any applicant a certified copy of the record of any birth or death registered upon provisions of this section, for the making and certification of which he shall be entitled to a fee of fifty cents, to be paid by the applicant. And any such copy of the record of a birth or death, when properly certified by the State registrar, shall be prima facie evidence in all courts and places of the facts therein stated. For any search of the files and records when no certified copy is made, the State registrar shall be entitled to a fee of fifty cents for each hour or fractional part of an hour of time of search, said fee to be paid by the applicant. And the State registrar shall keep a true and correct account of all fees by him received under these provisions, and turn said fees over to the State treasurer; provided, that the State registrar shall, upon request of any parent or guardian, supply, without fee, a certificate limited to a statement, as to the date of birth of any child when the same shall be necessary for admission to school, or for the purpose of securing employment; and provided further that the United States census bureau may obtain, without expenses to the State, transcript or certified copies of births and deaths without payment of the fees herein prescribed.

Subdivision 22. It shall be unlawful for any person, for himself, or as an officer, agent, or employee of any other person, or of any corporation or partnership, (a) to inter, cremate, or otherwise finally dispose of a dead human body or permit the same to be done, or to remove such body from the primary registration district in which the death occurred or the body was found, without the authority of a burial or removal permit issued by the local registrar of the district in which the death occurred or in which the body was found; or (b) to refuse or fail to furnish correctly any information in his possession, or to furnish false information, affecting any certificate or record required by this section; or (c) willfully to alter, otherwise than is provided by subdivision 18 of this section, or falsify any certificate of birth or death, or any record established by this section, or (d) being required by this section to fill out a certificate of birth or death and file the same with the local registrar, or deliver it, upon

request, to any person charged with the duty of filing the same, to fail, neglect or refuse to perform such duty in the manner required by this section, or (e) being a local registrar, deputy registrar, or subregistrar, to fail, neglect or refuse to perform his duty as required by this section and by the instructions and directions of the State registrar thereunder, shall be deemed guilty of a misdemeanor and upon conviction thereof shall, for the first offense be fined not less than five (\$5.00) dollars nor more than fifty (\$50.00) dollars, and for each subsequent offense not less than ten (\$10.00) dollars nor more than one hundred (\$100.00) dollars, or be imprisoned in the county jail not more than sixty days or be both fined and imprisoned in the discretion of the court.

It shall be the duty of every minister of the gospel, or other person conducting religious services at a funeral to inquire whether or not a burial or removal permit has been secured for the disposition of the body. Should it be found that a burial permit has not been secured the undertaker or person in charge of the funeral shall be notified by said minister of the law governing the issuance of burial permits.

Subdivision 23. Each local registrar is hereby charged with the strict and thorough enforcement of the provisions of this section in his registration district, under the supervision and direction of the State registrar; and he shall make an immediate report to the State registrar of any violation of this section coming to his knowledge, by observation or upon complaint of any person, or otherwise.

The State registrar is hereby charged with the thorough and efficient execution of the provisions of this section in every part of the State and is hereby granted supervisory power over local registrars, deputy local registrars, and subregistrars, to the end that all of its requirements shall be uniformly complied with. The State registrar, either personally or by an accredited representative, shall have authority to investigate cases of irregularity or violation of this section, and all registrars shall aid him upon request, in such investigations. When he shall deem it necessary, he shall report cases of violation of any of the provisions of this section to the proper solicitor and grand jury with a statement of the facts and circumstances, and upon such report to him said solicitor shall forthwith initiate and promptly follow up the necessary court proceedings against the person or corporation responsible for said violation. And upon request of the State registrar, the attorney general shall assist in the enforcement of the provisions of this section.

Subdivision 24. Except as otherwise provided by law salaries of all employees and the costs of all supplies and all other expenses necessary to make operative the provisions of this section shall be paid by the State board of health out of the general appropriation made by the Legislature for public health work.

Section 15. That section 713, Code of Alabama, 1907, be and the same is hereby amended to read as follows:

713. (2440) (1293) Provisions concerning water supply. —Subdivision 1. The State board of health shall have general supervision and control over all water supplies and water works in the State in so far as the sanitary and physical quality of waters furnished may affect the public health or comfort, and shall from time to time, by its employees or agents, examine the sources of supply of water works systems and the methods of filtering and treating water and delivering the same to consumers. Said board shall, when requested, consult with and advise the municipal authorities and other persons having, or intending to have, water works installed, enlarged or improved as to the most appropriate source of water supply and the best method of assuring its purity.

Subdivision 2. It shall be the duty of every person, firm, municipal or other public corporation, quasi-public corporation, private corporation or other body or institution furnishing or supplying water for human consumption or for domestic uses to deliver at the State laboratory of the State board of health, in containers supplied by said laboratory for that purpose, once every three months and oftener if in the opinion of the State board of health, it should be necessary, a sample of water furnished to consumers. It shall be the duty of the State board of health to cause a bacteriological, sanitary or chemical analysis to be made of each sample so delivered and to record such analysis in a book kept for that purpose in the office of the State board of health and to furnish to the municipal authorities of the municipality using such water and to the owner of the water works furnishing such water a copy of such analysis.

Subdivision 3. It shall be unlawful to furnish or supply water intended to be used for human consumption or for domestic uses which is impure, unwholesome, unpotable, polluted, or dangerous to health, or has been so declared by the State board of health.

Subdivision 4. Whenever it is proposed to furnish or supply, or to continue to furnish or supply for human consumption or for domestic uses whether to municipalities or to other groups of persons, whether large or small groups, or to install, add to, modify, or alter any water plant, works, system, or sources of

supply, the person, firm or corporation so proposing shall file with the State board of health as herein provided a petition for permission so to do, together with complete plans and specifications and a statement containing a general description of the proposed water supply system, or of the proposed changes in the existing system, showing the geographical location thereof with relation to the source of water supply, and the manner of storage, purification, or treatment proposed or used for the supply previous to its delivery to consumers, and all the sanitary and health conditions surrounding and affecting said supply and the works, system and plant, such plans, specifications and general statement to be in such form and to cover such matters as the State board of health shall prescribe, except that this provision shall not apply to the mere extension of water pipes for the distribution of water; provided that before plans are drawn or applications filed for a prospective system of water supply, a preliminary statement concerning the improvement may be made to the State board of health, whereupon the State board of health shall, if requested, outline in a general and tentative way the requirements conformity with which would meet with the board's approval. Upon the filing of such plans and specifications, accompanied by a payment estimated by the State board of health to be sufficient to pay the expense of such investigation, a thorough investigation of the proposed or existing works, system, plant, water supply, and all other circumstances and conditions deemed by said board to be material must be made by said board. But no person, firm, or corporation supplying water solely for use on his or its private property upon which there is no industrial camp, hotel, temporary resort or permanent resort using said water, or supplying less than fifty persons, shall be required to apply for a permit, under the provisions of this section, except upon formal complaint filed with the State board of health.

As a part of such investigation, and after ten days' notice by mail to the petitioner, a hearing or hearings may be had before said board or examiner appointed by it for the purpose. At such hearing or hearings witnesses who testify shall be sworn by the person conducting the hearing, and evidence, oral and documentary and by deposition, may be received, a record of which shall be made and filed with said board. Upon completion of such investigation, said board:

(a) If it shall determine as a fact that the water being supplied or to be supplied is such that under all the circumstances and conditions it is impure, unwholesome, or unpotable, or may constitute a menace or danger to the health or lives of human beings, or that under all the circumstances and conditions and

existing or proposed works, system, plant, or water supply, or proposed modifications therein are unhealthful or insanitary, or not suited to the production and delivery of healthful, pure and wholesome water, shall order the petitioner to make, within a time to be designated by said board, such changes as it deems necessary to secure a continuous supply of pure, wholesome, potable and healthful water, or may prohibit the use of said water supply or the construction or operation of said works, system, or plant; and thereafter it shall be unlawful to use said water supply or to construct or operate said works, system or plant, till said prohibition is withdrawn; provided that a temporary permit may be issued by said board for a reasonable period to permit the petitioner to comply with such order or orders, during which time said board may at its discretion, but at the expense of the petitioner, have at said works an inspector whose orders for the sanitary operation of said works shall be carried out by those operating said works.

(b) If it shall determine, as a fact, that the water being supplied or to be supplied is such that, under all the circumstances and conditions, it is pure, wholesome and potable, and does not endanger the lives or health of human beings, it shall grant the petitioner a permit authorizing petitioner to furnish or continue to furnish or supply such water to human beings; provided that all permits issued hereunder shall be revocable or subject to suspension by said board at any time that it shall determine, as a fact, that the water being supplied is or is in danger of becoming impure, unwholesome, or unpotable or does or will endanger the lives or health of human beings. The State board of health and its inspectors shall, at reasonable times, have full power and authority to enter into and upon any and all places, property, inclosures and structures for the purpose of making investigations to determine whether any provision of this section is being violated. The holder of any permit granted by said board, may, at any time, be required by said board to furnish to said board upon demand, a complete report upon the condition and operation of the water supply, plant, works, or system owned, operated or controlled by said holder, which report shall be made by some competent person designated for the purpose by said board, and at the sole cost and expense of the holder of the permit. The State board of health may in any case make a re-examination at any time and if satisfied that the conditions found to exist are such as to endanger the lives or health of the users of the water may revoke the permit. Any person, firm, corporation, public utility, municipality or other body or institution who shall furnish or supply or continue to furnish or supply water used or

intended to be used for human consumption or for domestic uses or purposes, or shall install additions to, modifications, alterations in any of the existing plants, works, systems, or sources of supply without having an unrevoked permit from the State board of health, so to do, as herein provided, shall be held to have violated the provisions of this section; and may also in addition to being prosecuted criminally, be enjoined from further violations by any court of competent jurisdiction, at the suit of the State board of health, or of any person or persons, firm, municipal or other corporation, whose supply of water for human consumption or for domestic uses or purposes is taken or received from or supplied or furnished by any such water-furnishing or distributing person, firm, corporation, public utility, or municipality or other body or institution. Anything done, maintained, or suffered in violation of any of the provisions of this section shall be deemed to be a public nuisance dangerous to health, and may be abated, summarily or otherwise, in the manner provided by law, and it shall be the duty of all and every public officer or officers, body or bodies, lawfully empowered so to do to immediately abate the same.

Subdivision 5. Any person, firm, or corporation dissatisfied with any such order, or by the granting or refusal to grant any such permit by, the State board of health may, within thirty days after the making of such order or the granting of or refusal to grant such permit, appeal to any court of competent jurisdiction, and the said court shall render a decision approving, setting aside or modifying the said order or final order or stating the conditions for the granting of said permit.

Subdivision 6. Every person, firm, corporation, public utility, municipality, or other body or institution, or officer, employee or agent thereof upon whom the duty to act is cast, who shall violate any provision of this section, or who shall fail to obey, observe, or comply with any direction, order, requirement, or demand, or any part or provision thereof, of the State board of health, or who procures, aids or abets any such person, firm, corporation, public utility, municipality or other body or institution, or officer or employee or agent thereof in any failure to obey or comply with the provisions of this section or the orders of the State board of health as provided in this section, shall become liable for and forfeit to the State of Alabama the penal sum of not more than one thousand dollars for each separate offense. The continued existence of any violation of this section for each and every day beyond the time stipulated for compliance with any of its provisions or of any order of the State board of health as provided herein shall constitute a separate and distinct of-

fense. All such penalties are to be recovered by the State in civil action brought by the State of Alabama and such penalties when collected shall be paid into the general fund of the State treasury.

Subdivision 7. In all actions and proceedings for the enforcement of the provisions of this section, or of orders of the State board of health under the provisions of this section, the attorney general shall represent the said board, except in proceedings to which any of the public institutions of the State is a party defendant, and in such cases the board is authorized to employ special counsel.

Section 16. That section 714, Code of Alabama, be amended as to read as follows:

714. Report of physicians as to contagious diseases.—Every physician who is called to a case of any of the diseases named or referred to in section 716 of this Code shall, as soon thereafter as can be done, make a report thereof to the county health officer of the county quarantine officer and to the State health officer specifying the name and locality of the patient, the character of the diseases, together with such other details as will furnish adequate information of the conditions and surroundings; and where the disease is one which is required by any health law, rule or regulation, to be isolated or quarantined shall take all proper steps to isolate or quarantine the case until the arrival of the county health officer or county quarantine officer. Provided that if the disease be venereal disease the person infected shall not be reported by name and address but as hereinafter provided.

Section 17. That section 716, Code of Alabama, be amended so as to read as follows:

716. Notifiable diseases.—Subdivision 1. The following diseases and disabilities are hereby made and declared to be notifiable diseases and the occurrence of cases shall be reported as herein provided:

Group A. Infectious diseases, viz., actinomycosis, anthrax, chancroid, chicken pox, cholera (Asiatic, also cholera nostras when Asiatic cholera is present or its importation threatened), continued fever lasting seven days, dengue, diphtheria, dysentery (amebic), dysentery (bacillary), favus, German measles, glanders, gonorrhea, hookworm disease, leprosy, malaria, measles, meningitis (epidemic cerebrospinal), meningitis (tuberculous), mumps, ophthalmia neonatorum (conjunctivitis of new-born infants), paragonimiasis (endemic hemoptysis), paratyphoid fever, plague, pneumonia (acute), poliomyelitis (acute infectious), rabies, Rocky Mountain spotted or tick fever, scarlet fever, septic sore throat, smallpox, syphilis, tetanus, trachoma, trichinosis, tu-

berculosis (all forms, the organ or part affected in each case to be specified), typhoid fever, typhus fever, whooping cough, yellow fever, epidemic influenza and lethargic encephalitis.

Group B. Occupational diseases and injuries, viz., arsenic poisoning, brass poisoning, carbon monoxide poisoning, lead poisoning, mercury poisoning, natural gas poisoning, phosphorous poisoning, wood alcohol poisoning, naphtha poisoning, bisulphide of carbon poisoning, dinitrobenzine poisoning, caisson disease (compressed air illness), any other disease or lisability of the nature of the person's employment.

Group C. Diseases of unknown origin, viz., pellagra, cancer.

Group D. Such other diseases as the State board of health may from time to time, in its discretion, declare to be notifiable diseases.

Subdivision 2. Each physician practicing in the State of Alabama who treats or examines any person having, or suspected of having, any notifiable disease shall immediately report such case of notifiable disease in the most expeditious manner possible, whether by telephone, telegraph or special messenger, and within five days thereafter in writing, to the county health officer or acting county health officer. Said written report shall be upon such forms, and shall contain such matter, as may be provided for from time to time by the rules and regulations of the State board of health.

Whenever the disease is smallpox, or suspected of being smallpox, it shall be unlawful for any person who has been exposed to infection therefrom and who has not been successfully vaccinated to appear in any public place or any place other than his own home until after he is successfully vaccinated, and it shall be the duty of the county health officer to isolate in their own homes all persons who have been exposed to infection from another person infected with smallpox until they have been successfully vaccinated. In the event of an outbreak in any community it shall be unlawful for any person who has not been successfully vaccinated to be found in any public place or in any place other than his own home and it shall be the duty of the State health officer to have such person isolated and confined in his own home until he is successfully vaccinated.

If the disease is, or is suspected to be, typhoid fever, scarlet fever, diphtheria, or septic sore throat, the report shall also show whether the patient has been, or any member of the household in which the patient resides is, engaged or employed in the handling of milk for sale or preliminary to sale.

Subdivision 3. The superintendent or other person in charge of any hospital, asylum, or other institution in which the sick are

cared for may, with the written consent of the county health officer, report in the place of the attending physician or physicians the cases of notifiable diseases and disabilities occurring in or admitted to said hospitals, asylums or other institution and in the same manner as the report would otherwise have been made by the attending physician.

Subdivision 4. Whenever a person is known, or is suspected, to be afflicted with a notifiable disease, or whenever the eyes of an infant under two weeks of age become reddened, inflamed or swollen, or contain an unnatural discharge, and no physician is in attendance, an immediate report of the existence of the case shall be made to the county health officer by the midwife, nurse, attendance, or other person in charge of the patient.

Subdivision 5. Teachers or other persons employed in, or in charge of, public, or private schools, including Sunday schools, shall report immediately to the county health officer or quarantine officer such known or suspected cases of notifiable disease in persons attending or employed in their respective schools.

Subdivision 6. The written reports of cases of notifiable disease required of physicians by this article shall be made upon blanks supplied for the purpose, through the county health officer or quarantine officer, by the State board of health, and physicians must secure blanks from the county health officer or quarantine officer.

Subdivision 7. County health or quarantine officers shall within seven days after the receipt by them of a report of a case of notifiable disease forward, by mail, to the State board of health the original written report made by the physician, after first having transcribed the information given therein on a book or other form of record for the permanent files of the county health officer. On each report thus forwarded the county health officer shall state whether the case to which the report pertains was visited or otherwise investigated by himself or his representative and whether measures were taken to prevent the spread of the disease or the occurrence of additional cases.

Subdivision 8. The county health officer shall, in addition to the provisions of subdivision 7, report daily to the State board of health, in such manner as the State board of health may by its rules and regulations require, the number of new cases of each of the notifiable diseases reported to said county health officer.

Subdivision 9. Whenever there occurs an epidemic of a notifiable disease, the county health officer shall, within thirty days after the epidemic shall have subsided, make a report to the State board of health of the number of cases occurring in the epidemic, the number of cases terminating fatally, the origin of the epi-

demic, and the means by which the disease was spread; but whenever the State board of health has taken charge of the control and suppression or undertaken the investigation of the epidemic, the county health officer need not make such report.

Subdivision 10. The State board of health may take charge of the investigation of an epidemic or of the control and suppression thereof, or both, whenever, in the opinion of that board, the public welfare requires such a course of action and in that event shall have and exercise all the power and authority that the county boards of health and the county health officer or county quarantine officer would have in the premises.

Subdivision 11. In counties in which there are no health officers, and in counties in which, although there are health officers, adequate provision has not in the opinion of the State board of health been made for the proper notification, investigation, and control of notifiable disease, and in localities in which the local health authorities fail to carry out the provisions of the health laws of the State and the rules and regulations of the State board of health, the State board of health may appoint properly qualified sanitary officers to act as local health officers and to prevent the spread of disease in and from such localities and to enforce said laws, rules and regulations.

Subdivision 12. Syphilis, gonorrhea and chancroid, herein designated venereal diseases, are hereby recognized and declared to be contagious, infectious, communicable diseases and dangerous to the public health. And it shall be unlawful for any person to treat or prescribe for any person having such disease, except a physician holding a certificate of qualification from the Alabama State board of medical examiners issued under any pre-existing statute or any statute which may hereafter be enacted governing the issuance of certificates to practice medicine in this State, or for any druggist to refill a prescription for such disease.

Subdivision 13. Any physician who makes a diagnosis in, or treats a case of, syphilis, gonorrhea or chancroid, and the superintendent or manager of a hospital or dispensary or penal or other institution in which there is a case of venereal disease shall report such case immediately in writing to the county health officer, stating the physician's or institution's office number, the age, color, sex, and occupation of such diseased person, the date, as near as it can be arrived at, of the onset of the disease, and the probable source of infection, and the report shall be enclosed in a sealed envelope and sent to the county health officer; provided that the name and address of such diseased person also be furnished to the health officer as hereinafter specifically required but not otherwise.

Subdivision 14. It shall be the duty of every physician who examines or treats a person having syphilis, gonorrhea, or chancre to instruct such person in measures for preventing the spread of such disease, and the necessity for treatment until cured, and to furnish such person a copy of the circular of information obtainable for such purpose from the State board of health.

Subdivision 15. Owing to the prevalence of such diseases among prostitutes and persons associated with them, all such persons, are to be considered within the class of those reasonably suspected of being sources of infection, it shall be the duty of the county health officer to require persons infected with venereal disease to report for treatment to a reputable physician and continue treatment until such disease, in the judgment of the attending physician, is no longer communicable or a source of danger to the public health, or submit to treatment provided at public expense until discharged by the person in charge of the clinic; and also, when in his judgment such a course is necessary to protect the public health, to isolate or quarantine persons infected with venereal disease.

Subdivision 16. All persons who have been confined or imprisoned in any State, county or city prison shall be examined and, if infected, treated for venereal disease by the health authorities or their deputies. The prison authorities of any State, county or prison are directed to make available to the health authorities such portion of any State, county or city prison as may be necessary for a clinic or hospital wherein all persons who may be confined or imprisoned in any such prison and who are infected with venereal disease, and all such persons who are infected with venereal disease at the time of the expiration of their terms of imprisonment, and, in case no other suitable place of isolation or quarantine is available, such other persons as may be isolated or quarantined under the provisions of this article, may be isolated and treated at public expense until said person in the judgment of the attending physician is no longer a menace to the public health.

Subdivision 17. That it shall be unlawful for a druggist or any other person to sell any drug, medicine or preparation or preparations, advertised, called for, labeled, or intended to be used as a cure or treatment for a venereal disease, except on written prescription of a licensed physician. The original prescription shall be retained and filed by the druggist compounding said prescription and it shall be unlawful for said druggist to furnish a copy or copies of said prescription.

Subdivision 18. Whenever a physician examines or treats a case of venereal disease it shall be his duty to inquire of and

ascertain from the diseased person whether such person has theretofore consulted with or been treated by any other physician, and if so, to ascertain the name and address of the physician last theretofore consulted. It shall be the duty of the diseased person to furnish this information. It shall be the duty of the physician, where the diseased person has theretofore received treatment, immediately to notify by mail the physician theretofore treating such person of the change of physician, such notification to be made upon a form furnished for that purpose by the State board of health. Should the physician previously consulted fail to receive such notice within five days after the last appearance or treatment administered by him to such venereally diseased person, it shall be the duty of such physician to report to the county health officer the name and address of such venereally diseased person.

Subdivision 19. It shall be the duty of the physician treating any person infected with a venereal disease to make and keep an accurate record of each and every time such person so diseased is seen for the purpose of consultation or treatment, and each and every person so seen shall be instructed by the physician as to the day, or date, on which said person so diseased shall be expected to be next seen for the purpose of treatment or consultation, and if after five days from the day or date so specified the person so instructed has not returned to or been seen by the physician responsible for the treatment it shall be the duty of the said physician immediately to report to the county health officer the name and address of such venereally diseased person.

Subdivision 20. Upon receipt of a report of a case of venereal disease, it shall be the duty of the county health officer to institute such measures for the protection of other persons from infection by such venereally diseased person as said health officer is empowered to use to prevent the spread of other contagious, infectious or communicable diseases.

Subdivision 21. All information and reports concerning persons infected with venereal diseases shall be confidential and shall not be accessible to the public, except in so far as publicity may attend the performance of the duty imposed upon the county health officer in the preceding subdivisions.

Subdivision 22. It shall be the duty of the parents or custodians of a minor who has contracted a venereal disease, where such minor is living with the parents or custodian, upon being notified by the county health officer or the attending physician, to compel such minor to comply with the requirements of this section and upon failure of such minor so to comply, to report such matter or fact to the county health officer.

Subdivision 23. It shall be unlawful for any person directly or indirectly to publish, deliver, distribute, or cause to be published, delivered or distributed in any manner whatsoever any advertisement concerning genito-urinary or venereal diseases, lost manhood, lost vitality, impotency, sexual weakness, seminal emissions, stricture, drains, discharges, prostatic troubles, self-abuse or excessive sexual indulgences or calling attention to any medicine, article or preparation that may be used therefor, or to any person or persons from whom, or any office or place at which, information, treatment, or advice relating to such diseases, infirmity, habit or condition may be obtained; provided, however, that this act shall not apply to the advertising of any patent medicine not used or recommended for the treatment of venereal diseases, nor shall it apply to didactic or scientific treatises which do not advertise or call attention to any person or persons from whom, or any place at which information, treatment or advice may be obtained, nor shall it apply to advertisements or notices issued by legally constituted health authorities in the discharge of their official duties.

Subdivision 24. No public dispensary where communicable diseases are treated or diagnosed shall be conducted or maintained otherwise than in accordance with the regulations provided by the State board of health.

Subdivision 25. It shall be unlawful for any person afflicted with a venereal disease to transmit or assume the risk of transmitting or to do any act likely to transmit such venereal disease to another person.

Subdivision 26. It shall be unlawful for any druggist or clerk or employee of any druggist, or any other person not a physician holding a certificate of qualification from the State board of medical examiners of the State of Alabama, to prescribe or recommend to any person any drug, medicine, or other substance to be used for the cure, treatment or alleviation of gonorrhea, syphilis, or chancroid; and it shall be unlawful for any person to compound any drug or medicine for such purpose from any written formula or order except a prescription not theretofore filled written for the person for whom the drug or medicine is compounded and signed by a physician holding a certificate of qualification from the State board of medical examiners.

Subdivision 27. Prostitution is hereby declared to be a prolific source of syphilis, gonorrhea and chancroid, and the suppression of prostitution is declared to be a public health measure. It shall be the duty of all health officers and quarantine officers to co-operate with the proper officials whose duty it is to enforce

laws directed against prostitution, and otherwise to use every proper means for the suppression of prostitution. It is further declared that prostitution is presumptive evidence of venereal disease infection and whenever or wherever apprehended prostitutes shall be examined for said infection by the health officer or his assistant before being released from custody.

Subdivision 28. It shall be unlawful for any physician, health officer or other person to issue a certificate of freedom from venereal disease to any prostitute, or any person suspected of being a prostitute, or any person who had been a prostitute within one year prior to the proposed time of issue of such certificate, or any person intending or likely to use such certificate to aid in procuring another person to indulge in illicit sexual intercourse with her, or to issue any certificate of health or freedom from disease to any person intending or likely so to use it.

Subdivision 29. Any physician, midwife, nurse, or other person in attendance on a confinement case shall, within two hours after the birth of the child, use one of the following prophylactic solutions for the prevention of infantile blindness or orophthalmia neonatorum, two drops of the solution to be dropped in each eye after the eyelids have been opened: (1) A one per cent fresh solution of nitrate of silver, (2) a twenty-five per cent solution of argyrol, (3) a five per cent solution of protargol, or (4) such other solution as may be prescribed by the State board of health.

Subdivision 30. Any person reported as having any of the diseases mentioned in this section shall conform to or obey the instructions or directions given or communicated to him by the county board of health or State board of health to prevent the spread or communication of the diseases named. Any physician or druggist convicted in any State or Federal court of record of violating any of the provisions of this article in reference to a venereal disease shall be subject to have his license to practice medicine or pharmacy within the State revoked in accordance with existing statutory provisions.

Subdivision 31. Every manager of a barber shop now in operation shall, forthwith, register his full name and the name and location of said shop in a book to be kept in the office of the county board of health for that purpose; and every manager of a barber shop that is opened for business hereafter shall within five days after the opening of said shop register in like manner. In event of a change in the manager or in the location of any barber shop the manager of said shop shall call at, or write, the county board of health within five days after such change takes place and make a corresponding entry in the register.

Subdivision 32. The owner and manager of any barber shop and each of them, shall equip said shop and keep said shop equipped with hot and cold water and with all such appliances, furnishings and materials as may be necessary to enable persons employed in and about said shop to comply with the requirements of this article.

Subdivision 33. No owner and no manager of a barber shop shall permit any person suffering from a communicable skin disease or from a venereal disease to act as a barber in said shop. No person who is suffering from a communicable skin disease or from a venereal disease, shall act as a barber.

Subdivision 34. Every manager of a barber shop shall keep said shop and all furniture, tools, appliances and other equipment used therein at all times in a clean and sanitary condition; and shall cause all combs, hair brushes, hair dusters and analogous articles to be washed thoroughly at frequent intervals and to be kept clean at all times, and shall cause all mugs, shaving brushes, razors, shears, scissors, clippers and tweezers to be sterilized from time to time as hereinafter provided.

Subdivision 35. No barber shall use for the service of any customer a comb, hair brush, hair duster or any analogous article that is not thoroughly cleaned, nor any mug, shaving brush, razor, shears, scissors, clippers, or tweezers that are not thoroughly clean or that have not been sterilized since last used.

Subdivision 36. Every barber, immediately after using any mug, shaving brush, razor, scissors, shears, clippers, or tweezers for the service of any person, shall sterilize the same by immersing them in boiling water for not less than a minute, or, in the case of razors, scissors, shears, and tweezers by immersing them for not less than ten minutes in wood alcohol or denatured ethyl alcohol of a strength not less than sixty-five per cent.

Subdivision 37. No barber shall use for the service of a customer any towel or wash cloth that has not been boiled and laundered since last used.

Subdivision 38. Every barber shall cleanse his hands thoroughly immediately before serving each customer.

Subdivision 39. No barber shall, to stop the flow of blood, use alum or other material unless the same be used as a powder or liquid, and applied on a clean towel or in a similar sanitary manner.

Subdivision 40. No barber shall use a powder puff, a sponge, or a finger bowl for or in the service of a customer.

Subdivision 41. No barber shall permit any person to use the head rest of any barber's chair under his control until after the head rest has been covered with a towel that has been washed since having been last used, or with clean, new paper.

Subdivision 42. No barber shall shave any person when the surface to be shaved is inflamed or broken out, or contains pus, unless such person be provided with a cup, razor and lather brush for his individual use.

Subdivision 43. No barber shall undertake to treat any disease of the skin.

Subdivision 44. No person shall use a barber shop as a dormitory, nor shall any owner or any manager of a barber shop permit said shop to be so used.

Subdivision 45. The owner and the manager of any barber shop, and each of them, shall keep a copy of this section to be furnished by the State board of health, posted in a conspicuous place in said shop for the information and guidance of persons working or employed therein.

Subdivision 46. The word "barber" as used in this section means any person who shaves, or trims the beard, or cuts or dresses the hair of any other person for pay, and includes "barbers' apprentices" and shop boys. The word "manager" means any person having, for the time being, control of the premises and of persons working or employed therein.

Subdivision 47. It shall be unlawful to provide or use, or permit the use of, a common drinking cup or a common towel in any hotel, restaurant, railroad car and railroad station.

Subdivision 48. It shall be the duty of any person, firm, or corporation engaged in the construction of any railroad, public highway, or any other construction work in Alabama, to drain all borrow pits, cuts and fills likely to impound water which shall be dangerous to the public health, and any person, firm or corporation failing to perform the duty herein imposed shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined not less than fifty (\$50.00) dollars nor more than five hundred (\$500.00) dollars.

Subdivision 49. It shall be unlawful to build, have, maintain or use an insanitary privy, or one that is, or is likely to become, a menace to the public health in any populous country district, or unincorporated village, or where a school is maintained, and whenever seventy-five percent of the adult residents in any of the above named places shall petition the county board of health or the State committee of health to have sanitary privies put in the State committee of public health shall have the power, and it shall be their duty, to require any person, firm, or private corporation to install sanitary privies wherever necessary; such privies to conform in all respects to the specifications for such privies made and approved by the State board of health.

Section 18. That section 718, Code of Alabama, 1907, be amended to read as follows:

718. Nuisances menacing health and their abatement.—Subdivision 1. The following things, conditions and acts, among others, are hereby declared to be public nuisances per se, menacing public health and unlawful:

(1) Animals (including fish, birds, fowls and insects), other than human beings, infected with or acting as or likely to act as conveyors of disease or infection whereby they are or are likely to become menaces to public health.

(2) Insanitary buildings, yards, premises, places, privies, ponds, marshes, swamps and dumps which are or are likely to become menaces to public health.

(3) Insanitary clothing, bedding, furniture, vehicles, containers, receptacles, appliances and equipment which are or are likely to become menaces to public health.

(4) Unwholesome or decayed or infected meats, fish, fruits or other foods or foodstuffs, medicines, drugs, beverages or drinking waters which are, or are likely to become, menaces to public health.

(5) Such other acts, things or conditions as may from time to time be by the rules and regulations of the State board of health declared to be public nuisances per se, menacing public health.

(6) The ownership, possession, management, control, maintenance, permitting or use of any of the things or conditions described or referred to in this subdivision, or in any rule or regulation adopted under paragraph (5) of this subdivision.

(7) The conducting of a business, trade, industry or occupation, or the doing of a thing, not inherently insanitary or a menace to public health in such a manner as to make it a menace or likely to become a menace to public health.

(8) The conducting of a business, trade, industry or occupation, or the doing of a thing, lawful but inherently insanitary or a menace to public health without complying with such safeguards for the protection of health as may from time to time be prescribed by the rules and regulations of the State board of health.

Subdivision 2. Any such nuisance shall be abated by the county board of health and the county health officer in any of the ways provided in this section that may be appropriate or in any other lawful manner including abatement by bill in equity. And an effort to abate by one method shall not preclude resort to any other method or methods. And in litigation undertaken by such board for the abatement of a nuisance said litigation may be conducted in the name of said board.

Subdivision 3. When such nuisance consists of one or more of the diseased animals in this section, or of insanitary clothing

or bedding, furniture, vehicles, containers, receptacles or appliances, or of unwholesome or decayed or infected meats, fish, fruits or other foods or foodstuffs, medicines, drugs or beverages, or consists of personal property of small value, and which nuisance in the opinion of the county board of health should be abated by destroying rather than curing or cleansing or disinfecting the animal or animals or thing or material involved; or consists of equipment which by reason of its nature cannot be used without being such a nuisance; or consists of a privy of an insanitary or improper type; the county board of health shall, if after a careful investigation of the facts it considers such a course necessary for the protection of the public health, adjudicate such animal or animals, or things or material involved, or such privy, as the case may be, to be such nuisance and order its summary destruction without compensation to the owner thereof, and thereupon the county health officer shall proceed with such destruction in such manner as reasonably to avoid danger of infection.

Section 19. That section 723, Code of Alabama, 1907, be and the same is hereby amended so as to read as follows:

723. Inspection of places where food is sold.—The State board of health shall prescribe rules and regulations for the inspection and operation of all grocery stores, vegetable stores, delicatessen stands, meats stands, restaurants, dining cars, lunch stands, eating places, hotels, rooming houses and public dining rooms and other like places, together with pantries, kitchens and yards belonging thereto, and shall furnish copies of said rules and regulations to county boards of health and to county health officers, whereupon it shall be the duty of said county boards of health and county health officers to enforce such rules, and the county health officer, or if there be none, the county board of health, is hereby given authority to close any of the places named in this section which are kept in an insanitary condition, or if the owner or manager of same violates said rules and regulations. When such place is closed to the public by the county health officer it shall not be reopened until his written permission is obtained. In the event that any establishment named in this section should be closed by order of the county health officer the owner thereof shall have the right to appeal to the county board of health. Such board shall investigate such cases and affirm or reverse the action of the county health officer. Once every month the county health officers may announce publicly all places inspected during the previous month which have been found in good sanitary condition. In any particular case under this section, the State board of health and the State health officer may, if in their discretion the special circumstances make it advisable,

take out of the hands of the county board of health and the county health officer the enforcement of this section and proceed themselves to enforce it, the State board of health acting in the place of the county board of health and the State health officer in the place of the county health officer.

Section 20. That section 733, Code of Alabama, 1907, be and the same is hereby amended to read as follows:

733. Appropriation.—The following appropriations are hereby made to the State board of health: (1) The sum of three thousand eight hundred seventy-three dollars and sixty cents (\$3,873.60) payable on August 1, 1919, and the sum of one thousand nine hundred thirty-six dollars and eighty cents (\$1,936.80) payable on September 1, 1919, and the sum of one thousand nine hundred and thirty-six dollars and eighty cents (\$1,936.80) payable on October 1, 1919, which said sums are to be used solely for combating venereal diseases; (2) The sum of two thousand one hundred eighty-three dollars and thirty-three cents (\$2,183.33) payable on August 1, 1919, and a like sum payable on September 1, 1919, and a like sum on October 1, 1919; (3) For the fiscal year beginning October 1, 1919, the sum of one hundred thousand dollars (\$100,000.00) and for the fiscal year beginning October 1, 1920, the sum of one hundred twenty-five thousand dollars (\$125,000) and for the fiscal year beginning October 1, 1921, the sum of one hundred fifty thousand dollars (\$150,000), and a like sum for each fiscal year thereafter, all such sums being payable in monthly installments. All of said sums except the three sums specifically appropriated for combating venereal diseases are for the general use of said board. All said sums shall be paid to the State health officer on his requisition approved by the governor, and through warrants drawn by the auditor on the treasurer.

An itemized account of all expenditures made by said board shall be rendered annually to the governor. The sums appropriated for the general use of said board shall be expended for the following purposes: (1) To supervise the execution of the health laws of the State; (2) To supervise the collection of vital, mortuary and disease statistics of the State and to tabulate the same for publication; (3) To furnish all such blanks, envelopes, record books, stationery and postage as may be needed for the collection, tabulation and filing of the vital, mortuary and disease statistics of the State; (4) To conduct a bacteriological laboratory for furnishing the most modern scientific aids in the diagnosis and treatment of diseases; (5) to conduct a Pasteur institute for the free treatment of all residents of the State who may be bitten by rabid animals and who may apply for treatment;

(6) To conduct campaigns for education as to the causation, propagation and prevention of tuberculosis, hookworm disease, typhoid and malarial fevers, and other preventable diseases; (7) To conduct campaigns for the extermination of tuberculosis, hookworm disease, typhoid and malarial fevers, and other preventable diseases, in so far as this may be accomplished; (8) To conduct campaigns for the education of the people as to sanitary methods to be employed in securing pure milk and pure drinking water; (9) To distribute bulletins, leaflets, etc., giving information in regard to preventable diseases; (10) to provide an equipment for a field hospital to be used for isolating and treating cases of infectious and pestilential diseases that may occur in, or be imported into, the State; (11) To establish one or more depots of supply of diphtheritic antitoxin in every county of the State, said antitoxin to be furnished free of cost to all persons unable to provide themselves with the remedy, when needed; (12) To provide an equipment for disinfecting houses and other places under urgent and special conditions; (13) To execute through its board of medical examiners the law regulating the practice of medicine in the State; (14) To enable the State board of health to secure legal advice and assistance, when needed, in the execution of the health and quarantine laws of the State; and also to enable the State board of medical examiners to obtain legal advice and assistance, when needed, in executing the law regulating the practice of medicine in the State; (15) To provide an equipment for illustrating popular lectures on the causes, modes of transmission, and prevention of diseases, said lectures to be delivered under the auspices of the State board of health; (16) To employ such clerks, agents and other employees, and to purchase such property, materials, and supplies, and to enter into such contracts as may be considered expedient by said board in discharging its duties, or assisting in the discharge of the duties of other boards or officials having duties in connection with any of the health laws of the State.

Section 21. That all laws and parts of laws in conflict herewith be and the same are hereby repealed; provided, however, that nothing herein contained shall be construed to repeal any existing laws, or to effect any statute, unless the same has been, and is, specifically mentioned herein.

Mr. Long of Butler offered the following amendment to the substitute:

Amend the substitute by adding a new section after section 2, said section to read as follows:

Section 21½. The present State health officer shall continue as such until the election of a successor at next general election

on the first Tuesday after the first Monday in November, 1920, at which election and every four years thereafter, a State health officer shall be elected by the qualified voters of the State in the manner prescribed for the election of the officers named in section 332, Code 1907. The person so chosen as State health officer, at such election shall hold office for four years and shall have and exercise all the rights, powers and duties now exercised by the State health officer together with the emoluments thereunto appertaining.

Mr. Sparks moved to table the amendment offered by Mr. Long of Butler and the motion to table prevailed.

Yeas, 42; nays, 32.

Yeas:

Messrs:

Mr. Speaker	Deese	Long (Sumter)	Shaw
Allen	Dunaway	Lynne	Sparks
Andrews	Edwards (Dallas)	Matthews (Wilcox)	Stoddard
Bracken	Graham (Autauga)	Murphree	Tompkins
Calvert	Hare	McLeod	Truss
Carnley	Hawkins	Oakley	Tunstall
Christian	Holmes (Baldwin)	Partridge	Van de Graff
Clayton	Ingram	Pittman	Waddell
Cliett	Lawson	Preston	Wilson
Cobbs	Lee (Perry)	Seale	Woodard
Dansby	Lewis		

—42

Nays:

Messrs:

Albright	Faulk	Long (Butler)	Ross
Alexander	Graham (Clarke)	Longshore	Russell
Arnold	Hardaway	Mathews (Clarke)	Salter
Baker	Howle	Milford	Sherrod
Blunt	Jones (Escambia)	Mitchell	Simpson
Brindley	Jones (Montgomery)	McDonald	Smith
Edwards (Pike)	Johnson	Orr	Stewart
Ellis (Elmore)	Lee (Butler)	Parker	Whorton

—32

Mr. Long of Butler offered the following amendment to the substitute:

Amend substitute to H. 583 by striking out subdivisions 5 and 6 of section 6, and by adding a new section, number 6 $\frac{1}{2}$, to read as follows:

6 $\frac{1}{2}$. There shall be elected by the qualified electors of each county an officer to be known as the county health officer. He shall be elected at the county election next ensuing after the passage and approval of this act, and every four years thereafter, and in the manner prescribed by law for the election of a tax assessor, and shall hold office for four years, and shall have and exercise all the duties and powers now possessed by county health

officers. The present county health officers shall continue as such until the qualification of their successors at the time fixed by law for the qualification of tax assessors.

On motion of Mr. Sparks, the amendment offered by Mr. Long of Butler was laid upon the table.

Yeas, 42; nays, 34.

Yeas:

Messrs:

Mr. Speaker	Deese	Lewis	Seale
Allen	Dickson	Long (Sumter)	Shaw
Andrews	Dunaway	Lynne	Sparks
Bracken	Edwards (Dallas)	Matthews (Wilcox)	Stoddard
Calvert	Graham (Autauga)	Murphree	Tompkins
Carnley	Hare	McLeod	Truss
Christian	Hawkins	Oakley	Tunstall
Clayton	Holmes (Baldwin)	Partridge	Van de Graff
Cliett	Ingram	Pittman	Waddell
Cobbs	Lawson	Preston	Wilson
Dansby	Lee (Perry)		

—42

Nays:

Messrs:

Albright	Faulk	Long (Butler)	Ross
Arnold	Graham (Clarke)	Longshore	Russell
Austin	Griffin	Mathews (Clarke)	Salter
Baker	Hall (Henry)	Milford	Sherrod
Blunt	Hardaway	Mitchell	Simpson
Brindley	Howle	McDonald	Smith
Edwards (Pike)	Jones (Escambia)	Orr	Stewart
Ellis (Bullock)	Jones (Montgomery)	Parker	Whorton
Ellis (Elmore)	Johnson		

—34

ADJOURNMENT.

Pending the further consideration of the bill, H. 583, on motion of Mr. Mathews of Clarke, the House adjourned until 9:30 Wednesday morning, September 17th.

FORTY-SIXTH DAY.

House of Representatives,
Wednesday, September 17th, 1919.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Mr. Jenkins, Door-keeper of the Senate.

ROLL CALL.

On a call of the roll of the House, the following members answered to their names:

Messrs:			
Mr. Speaker	Dickson	Jones (Marengo)	Pittman
Adams	Dodson	Jones (Montgomery)	Preston
Albright	Dunaway	Johnson	Robertson
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Edwards (Pike)	Lee (Butler)	Russell
Andrews	Ellis (Bullock)	Lee (Perry)	Salter
Arnold	Ellis (Elmore)	Lewis	Seale
Austin	Faulk	Long (Butler)	Shaw
Baker	Fletcher	Long (Sumter)	Sherrod
Barganier	Gilbert	Longshore	Simpson
Benners	Graham (Autauga)	Lynne	Smith
Blunt	Graham (Clarke)	Mathews (Clarke)	Sparks
Bracken	Guy	Matthews (Wilcox)	Stewart
Brindley	Hall (Henry)	Milford	Stoddard
Calvert	Hall (Marion)	Mitchell	Tompkins
Carnley	Hale	Moorer	Trammell
Christian	Hardaway	Murphree	Truss
Christopher	Hare	McDonald	Tunstall
Clayton	Harrison	McLeod	Van de Graff
Cliett	Hawkins	Oakley	Waddell
Cobbs	Holmes (Baldwin)	Orr	Whorton
Collins	Holmes (Elmore)	Parker	Williams
Crump	Howle	Partridge	Wilson
Dansby	Ingram	Peters	Woodard
Deese	Jones (Escambia)		

—96

A quorum was present.

REPORT OF COMMITTEE ON REVISION OF JOURNAL.

Mr. Speaker:

We, your Committee on the Revision of the Journal, beg leave to report that we have examined the Journal of the forty-fifth day, and find the same to be correct.

W. H. Shaw,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the forty-fifth day was approved.

RESOLUTIONS.

The following resolutions were introduced :

By Mr. Graham :

H. 344. Be it resolved, That House bill No. 578 be made a special order for the next legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Carnley :

H. J. R. 345. Whereas, the most important problem facing the American republic today is the cost of living, the present high cost of living now engaging the attention of State and Federal governments ;

And whereas, the economic distribution of merchandise offers the greatest opportunity for reducing the high cost of living, and the solution of the problem which now assumes such serious and momentous aspects ;

And whereas, it is charged that profiteering is mainly responsible in many instances, for the high prices of the necessities of life ; and,

Whereas, a plan has been perfected, and is now in operation, and is promoted by many retail merchants of Alabama and adjoining states, whereby, the "middle man's" profits are eliminated by a merchants co-operative system of buying direct from the manufacturer, thereby enabling retail merchants to sell at largely reduced prices to the consuming public, and thus saving to consumers, the expenses of handling, and the large profits of jobbers ; and,

Whereas, the expense American system of distribution through jobbers, who receive unreasonable profits which, by organized price fixing, make it impossible for retail merchants to sell at reasonable prices to consumers, and at the same time, compete with mail order houses ;

Therefore, be it resolved by the House of Representatives of Alabama, the Senate concurring, (1) That the Congress of the United States be requested to enact adequate laws, protecting retail merchants' co-operative associations from discrimination by manufacturers in favor of the organized jobbers, in restraint of trade and fair competition in prices ; and,

(2) That the Federal trade commission be urged to continue to make and prosecute investigations already begun against the Southern jobbers hardware association, or other concerns of like nature, whose object it appears, is to suppress merchants co-

operative associations in dealing direct with the manufacturer to the end that retail merchants may buy merchandise on the same basis and prices the same are sold to jobbers.

And the resolution was referred to the Rules Committee.

By Mr. Deese:

H. R. 346. Resolved by this House, That Senate bill 197 be made a special, and continuing order for the forty-eighth legislative day.

And the resolution was referred to the Rules Committee.

By Mr. McDonald:

H. J. R. 347. Be it resolved by the House, the Senate concurring, That the secretary of State be and he is hereby required to furnish to each member of the Legislature for his personal use one copy of the Code of 1907, in three volumes; one copy of the Acts of 1915, as printed, and when printed one copy of the House Journal, one copy of the Senate Journal and one copy of the Acts of the Legislature of 1919.

And the resolution was referred to the Rules Committee.

By Mr. Preston:

H. R. 348. Whereas, we are rapidly approaching the last legislative day of this session and nothing has yet been done to help the Confederate veterans, sailors and their widows; and,

Whereas, the salaries of many State officers have been largely increased and enormous appropriations have been made to various institutions of the State as follows: The State board of health and for working on or improving coal mines of the State, agricultural schools, normal schools, Montevallo Industrial School, Auburn, and the State University; and,

Whereas, we believe it to be the sense of this Legislature to mete out justice to the heroes of a lost cause; and,

Whereas, we feel that through neglect, carelessness, or indifference a great injustice has been done them; and,

Whereas, the rainbow of promise held out to them has vanished in the sunshine of glittering generalities; and,

Whereas, they are knocking at the door of this legislative hall for a redress, no doubt, of an unintentional wrong done them; and,

Whereas, the relief, if any, be given them it must be done now, for they are rapidly being transported over the dark into the celestial city, I trust, where no legislation will be required for or against their necessities for God will supply their wants:

Therefore, be it resolved, That the Legislature of this State deduct 20 per cent of all salary and appropriations increase herein named and set aside the amount arising from such deduction

for the special benefit of the Confederate veterans, sailors, and their widows.

Be it further resolved, That immediate steps be taken to carry this resolution into effect.

And the resolution was referred to the Rules Committee.

By Mr. Jones of Montgomery:

H. R. 349. Resolved that H. 1058 be made a special, paramount and continuing order for forty-seventh legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Brindley:

H. R. 350. Resolved by the House, That House bill No. 898 be made special order of business for forty-seventh legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Lynne:

H. R. 351. Resolved, That H. 843 be made a special, paramount and continuing order for 11 o'clock A. M. on next legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Ross:

H. R. 352. Resolved, That H. 688 be made a special order for forty-seventh legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Lynne:

H. R. 353. Resolved, That H. 554 be made a paramount and special order for 11:30 A. M. next legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Sherrod:

H. R. 354. Resolved, That Senate bill No. 593 be made a special, paramount and continuing order for 3:30 o'clock P. M. on this day.

And the resolution was referred to the Rules Committee.

By Mr. Jones of Escambia:

H. R. 355. Resolved, That H. 437 be made a special, paramount and continuing order for the forty-eighth legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Seale:

H. R. 356. Be it resolved that H. 491 and H. 492 be made special, paramount and continuing orders for the forty-sixth legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Dansby:

H. R. 357. Resolved by the House, That House bill No. 691 be made a special, paramount order for the next legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Ross:

H. R. 358. Resolved, That Senate bill No. 309 be made a special order for forty-seventh legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Dickson:

H. R. 359. Resolved, That H. 994 be made a special, paramount order for the forty-seventh legislative day at 5 P. M.

And the resolution was referred to the Rules Committee.

By Mr. Faulk:

H. R. 360. Be it resolved by this House that, beginning now and continuing through the remaining days of this session, debate on all resolutions and bills before the House be limited to five minutes.

And the rules were suspended and the resolution was adopted.

By Mr. Parker:

H. R. 361. Be it resolved that S. 509 be made a special and paramount order for the forty-eighth legislative day at 11 o'clock A. M.

And the resolution was referred to the Rules Committee.

By Mr. Sparks:

H. R. 362. Be it resolved by the House, That S. 566 be made a special order for the forty-eighth legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Ross:

H. R. 363. Resolved, That House bill No. 1046, also House bill No. 1066 be made special orders for the forty-seventh legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Dansby:

H. R. 364. Resolved by the members of the House, That Senate bill No. 218 be made a special, paramount, continuing order for the forty-eighth legislative day at 3 o'clock P. M.

And the resolution was referred to the Rules Committee.

By Mr. Crump:

H. R. 365. Resolved, That 307 be made a paramount and continuing order for the forty-seventh legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Jones of Montgomery:

H. R. 366. Relative to a night session.

And the resolution was referred to the Rules Committee.

By Mr. Dickson:

H. R. 367. Resolved, That the House meet tonight at 8:00, and that each member who desires may call up one local bill for passage, after which the special orders of the day as they appear on the calendar shall be considered.

And the resolution was adopted.

By Mr. Cobbs:

H. J. R. 368. A clerical error in enrolled Senate bill No. 280 needing correction, Resolved by the House, the Senate concurring, That the governor is requested to return said bill, and that the signatures of the presiding officers be erased therefrom, in order to correct said error.

And the resolution was adopted.

By Mr. Lynne:

H. R. 369. Be it resolved, That each member upon the call of his county, be allowed to call a local bill, and when all local bills are disposed of, the regular special order calendar be called.

And the resolution was adopted.

By Mr. Edwards of Dallas:

H. R. 370. Be it resolved by the House of Representatives, That, whereas, Honorable Joseph W. Green, the able and efficient representative from Dallas county, has been absent from the sessions for several weeks, on account of serious illness, which has deprived the House of his able and wise help and counsel;

Now, therefore, be it resolved by the House of Representatives, That the sympathy and good wishes of the House be extended to our Brother Green, with the earnest hope for an early recovery from his illness.

Be it further resolved, That the clerk of the House forward by mail a copy of this resolution to Honorable Joseph W. Green, Little Rock, Arkansas.

And the resolution was adopted.

By Mr. Jones of Montgomery:

H. R. 371. That the House has learned with profound sorrow of the bereavement which has come to the gentleman from Blount, Mr. Adams, and that we express to him the deep sympathy of the House in his great affliction.

And the resolution was adopted.

By Mr. Stoddard:

H. R. 372. Resolved by the House, That H. 841 be made a special, paramount and continuing order for the forty-seventh day at 12 o'clock, noon.

And the resolution was referred to the Rules Committee.

By Mr. Orr:

H. R. 373. Resolved by the House, That the chairman of all the standing committees of the House meet with the Rules Committee tomorrow at 10:30 o'clock A. M. in the office of the railroad commission for the purpose of going over and checking up the House calendar and making the most important bills thereon special orders for the next legislative day.

And the resolution was adopted.

REPORT OF RULES COMMITTEE.

Mr. Tompkins, acting chairman of the Rules Committee, reported that said committee, in session, had acted on the following resolutions, and returned to the House with a favorable report:

By Mr. Cobbs:

H. R. 199. Resolved, That Senate bill 311 be made a special, continuing, paramount order for the forty-seventh legislative day.

And the resolution was adopted.

By Mr. Adams:

H. R. 295. Resolved, That H. 1047 be made a special and continuing order for the forty-sixth legislative day.

And the resolution was adopted.

By Mr. Benners:

H. R. 296. Resolved, That S. 531 be made a paramount, continuing, special order for the afternoon session immediately after convening for the forty-seventh legislative day.

And the resolution was adopted.

By Mr. Jones of Montgomery:

H. R. 298. Resolved by the House, That H. 566 be made a special, paramount and continuing order for the 47th legislative day.

And the resolution was adopted.

By Mr. Benners:

H. R. 297. Resolved, That H. 450 be made a paramount, continuing, special order for the afternoon session immediately after convening for the forty-sixth legislative day.

And the resolution was adopted.

By Mr. Long of Sumter:

H. R. 300. Resolved by the House, That House bill No. 523 be made a special, continuing, paramount order until disposed of, for the forty-seventh legislative day.

And the resolution was adopted.

By Mr. Dansby:

H. R. 309. Resolved, That Senate bill 548 and Senate bill 549 be each made paramount, continuing special orders for the next legislative day.

And the resolution was adopted.

By Mr. Arnold:

H. R. 319. Resolved, That H. 655 be made a special order for the forty-sixth legislative day.

And the resolution was adopted.

By Mr. Arnold:

H. R. 316. Resolved, That H. 611 be made a special order for the forty-seventh legislative day.

And the resolution was adopted.

By Mr. Arnold:

H. R. 317. Resolved, That H. 656 be made a special order for the forty-sixth legislative day.

And the resolution was adopted.

By Mr. Stoddard:

H. R. 326. Be it resolved by the House, That Senate bill No. 207 be made a special, continuing and paramount order for the forty-sixth legislative day.

And the resolution was adopted.

By Mr. Trammell:

H. R. 262. Resolved, That Senate bill No. 532 be made a special order for the forty-sixth legislative day.

And the resolution was adopted.

By Mr. Andrews:

H. R. 286. Resolved by the House, That Senate bill No. 531 be made a special, paramount, continuing order for the forty-ninth legislative day.

And the resolution was adopted.

By Mr. Mathews of Clarke:

H. R. 269. Resolved by the House, That Senate bills Nos. 240, 241 and 242 be, and the same are hereby made a special, continuing and paramount order for the forty-ninth legislative day at 3 o'clock P. M.

And the resolution was adopted.

By Mr. Longshore:

H. R. 261. Resolved, That Senate bill No. 240 be made a paramount, continuing and special order for the forty-ninth legislative day.

And the resolution was adopted.

By Mr. Hare:

H. R. 275. Resolved, That Senate bills 548 and 549 be made special orders for the forty-eighth legislative day.

And the resolution was adopted.

By Mr. Alexander:

H. R. 267. Resolved, That House bill 231 be and is hereby made regular, continuing and paramount order for the forty-sixth day.

And the resolution was adopted.

By Mr. Dunaway:

H. R. 302. Resolved, That House bills 912, 157, 911 be made special, paramount, continuous orders for the next legislative day.

And the resolution was adopted.

By Mr. Longshore:

H. R. 259. Resolved, That House bill No. 838 be made a special, continuing and paramount order for the forty-seventh legislative day.

And the resolution was adopted.

By Mr. Dansby:

H. R. 293. Resolved by the members of the House, That Senate bill No. 521 be made a paramount, continuing order for the forty-sixth legislative day.

And the resolution was adopted.

By Rules Committee:

H. R. 330. Resolved, That H. 549 be made a special order for next legislative day.

And the resolution was adopted.

By Mr. Shaw:

H. R. 331. Resolved by the House, That House bill 1131 be made a special, paramount, continuing order for the forty-seventh legislative day.

And the resolution was adopted.

By Rules Committee:

H. R. 332. Resolved, That H. 368 be made a special, continuing, paramount order for the forty-seventh legislative day.

And the resolution was adopted.

By Rules Committee:

H. R. 333. Resolved, That Senate bills Nos. 371, 528, 515 be made special, continuing, paramount orders for the forty-seventh legislative day.

And the resolution was adopted.

By Mr. Dansby:

H. R. 334. Resolved, That Senate bill No. 306 be made a special, continuing, paramount order for the forty-seventh legislative day.

And the resolution was adopted.

By Mr. Smith:

H. R. 335. Resolved by the House, That Senate bill 453 be set for forty-eighth legislative day.

And the resolution was adopted.

By Rules Committee:

H. R. 336. Resolved, That Senate bills 548 and 549 be made a special order for the forty-eighth legislative day.

And the resolution was adopted.

By Mr. Allen:

H. R. 337. Resolved, That H. 987 be made a special, continuing, paramount order for the forty-seventh legislative day.

And the resolution was adopted.

By Mr. Andrews:

H. R. 338. Resolved, That House bill No. 900 be made a special, paramount, continuing order for the forty-sixth legislative day.

And the resolution was adopted.

By Mr. Cobbs:

H. R. 339. Resolved, That H. 878 be made a special order for the next legislative day.

And the resolution was adopted.

By Mr. Murphree:

H. 340. Resolved, That H. 734 be made a special order for the forty-seventh day.

And the resolution was adopted.

By Mr. Allen:

H. R. 341. Be it resolved, That H. 935 be made a special, paramount order for the forty-sixth legislative day.

And the resolution was adopted.

By Mr. Lewis:

H. R. 342. Resolved, That Senate bill 358 be made a special, continuing, paramount order for the forty-eighth legislative day.

And the resolution was adopted.

By Mr. Cobbs:

H. R. 343. Resolved, That Senate bill No. 585 be made a special, continuing, paramount order for the forty-ninth legislative day.

And the resolution was adopted.

BILLS REPORTED FAVORABLY.

Mr. Dunaway, chairman of the Standing Committee on Ways, Means and Appropriations, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

S. 628. To provide for the relief of the city of Montgomery, Alabama, of the sum of \$8,901.62 for paving with asphalt of the roadway of Bainbridge, Washington and Union streets adjoining the State capitol and to authorize the payment of the same.

S. 629. To provide for the relief of the city of Montgomery, Alabama, of the sum of \$862.14 for paving the sidewalks of the State normal school on South Jackson street and to authorize the payment of the same.

H. 1131. To fix the salaries of the chairman and two associate members of the State tax commission, and to prescribe the manner of payment of same.

Mr. Dunaway, chairman of the Standing Committee on Ways, Means and Appropriations, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with amendment:

S. 661. (With amendment.) To provide for the payment of sundry or incidental expenses of the sheriff's office in counties in this State having a sheriff serving on a salary basis, or which may hereafter have a sheriff serving on a salary basis, and to provide for an accounting by the sheriff of money received by him under this act.

Mr. Dunaway, chairman of the Standing Committee on Ways, Means and Appropriations, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

S. 680. To provide for holding district and county fairs for boys' agricultural and girls' home demonstration clubs; to prescribe the manner in which they shall be held; to create boards of directors for district and county fairs for boys' agricultural and girls' home demonstration clubs in each county; to create fair districts for boys' agricultural and girls' home demonstration clubs in each county; to create fair district committees for boys' agricultural and girls' home demonstration clubs in each county; to provide for holding meetings of instruction for members of the boys' agricultural and girls' home demonstration clubs; to make appropriations for such fairs and to prescribe methods for drawing and spending same.

S. 309. To provide for the establishment and maintenance of a home for mental inferiors in Alabama; to define who are mental inferiors; to provide for their care, treatment, and training, and to appropriate the money necessary therefor from the State treasury.

Mr. Lynne, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report:

H. 1136. To validate and make legal a certain warrant issued by the commissioners court of Crenshaw county, same being No. 40, file No. 248; and to authorize the treasurer to pay the same.

Mr. McLeod, chairman of the Standing Committee on Public Health, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

S. 660. To require the superintendent, manager, intern, or other person in control or in charge of hospitals, and physicians, treating injured persons, to report, to the chief of police and sheriff, any and all injured persons coming into such hospital, in counties having a population of two hundred thousand or more, according to the last Federal census or any future Federal census, and to fix penalties for the violation thereof.

H. 1132. To promote the public health among the school children of the State of Alabama, from six to fifteen years of age; to make it mandatory to require an examination of each and every child, both male and female, by the county health officer for physical defects of any kind, embracing mental deficiency, diseases of the ear, eye, nose and throat, mouth and teeth, any deformity or dislocation of the hip-joints or spinal disease, phymosis, hook-worm disease, and any other disease requiring medical or surgical aid in developing the child into a strong and healthy individual.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

S. 336. To provide for the election of a county solicitor in all counties in Alabama having a population of not less than 30,800 and not more than 30,900, according to the Federal census of 1910, to fix his term of office and compensation, and prescribe his qualifications and duties.

H. 892. To authorize courts of county commissioners, boards of revenue or other governing bodies of counties in this State of not more than fifteen thousand and not less than fourteen thousand inhabitants as shown by the last Federal census to make temporary loans for the purpose of paying the expenses incurred in eradicating the cattle fever tick, or any other tick that shall be found to carry disease producing infection to cattle or any other domestic animal, and to regulate the expenditure thereof.

H. 921. To require all persons driving vehicles across railroad crossings at grade to cause such vehicles to come to a full stop before proceeding over the same, and fixing punishment for failure to do so.

S. 553. To provide for a clerk to the tax assessor in counties having more than 37,000 population and less than 37,400 population, according to the 1910 Federal census, to prescribe the duties of such clerks and provide for their appointment and compensation.

H. 925. To provide for the election of a constable in and for the city of Birmingham, Alabama, to authorize and empower

such constable to appoint deputy constables, to prescribe the duties, authority and liability of such constable and his deputies and fix the salaries of such constables and his duties, to provide for the payment of such salaries out of the general funds of Jefferson county, Alabama, and to provide for the payment of the fees earned by said constable and his deputies into the treasury of Jefferson county, Alabama.

H. 758. To prevent the sale and distribution of disease carrying and filthy butter and oleomargarine in this State; to provide for the packing and labelling of butter and oleomargarine. To authorize the commissioner of agriculture and industries to enforce the provisions of this act and to make such rules and regulations as may be necessary for its proper enforcement; to fix rules of evidence; and to provide for the punishment of persons, firms or corporations violating the provisions of this act and any regulations made pursuant thereto.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session had acted on the following bills and ordered the same returned to the House with a favorable report.

H. 1130. To amend section 29 of "An act to prescribe the qualifications of jurors and regulate the selection, drawing and summoning of jurors, and prescribe the qualifications and provide for the appointment of jury commissioners and clerks of such commissions and regulate the empanelling of grand and petit juries in all the courts of this State."

By Mr. Tally:

S. 222. To amend sections 11, 18 and 32 of an act entitled, "An act to prescribe the qualifications of jurors and regulate the elections, drawing and summoning of jurors, and prescribe the qualifications and provide for the appointment of jury commissioners and clerks of such commissions and regulate the empanelling of grand and petit juries in all the courts of this State," approved August 31, 1909.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bill and ordered same returned to the House with a favorable report with substitute:

H. 681. (With substitute.) To fix the compensation of circuit solicitors in all circuits of this State, which said circuits are composed of only four counties and with one presiding judge, and where the combined population of the four counties of said circuit is not less than 92,602, according to the census of 1910.

Mr. Cobbs, chairman of the Standing Committee on Labor and Immigration, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report with substitute:

H. 297. (With substitute.) To provide for the organization, operation and existence of labor, agricultural, horticultural and similar bodies or organizations in the State of Alabama; declaring such organization to be lawful; providing that no member thereof shall be forbidden or restrained from carrying out legitimate objects thereof; providing that such organizations in pursuing lawful business thereof shall not be construed to be a legal combination or conspiracy in restraint of trade; providing for and restricting the issuance by judges and courts of restraining orders or injunctions with relation to preventing any person or persons from terminating relationship of employment or from ceasing work, or from advising so to do, from persuading any person to work or abstain from work, from meeting or being at any place where lawfully he may be, and providing that such acts so prohibited to be restrained or enjoined shall not be held illegal or unlawful in any court; holding that human labor is not a commodity or article of commerce, and that the right to enter into relationship of employer and employee, to change such, to perform and carrying on business with any person in any place and to work and labor as an employee is and shall be construed a personal and not a property right; providing that in cases involving violation of contract of employment by employee or employer where irreparable damage is not about to be committed upon property or property rights no injunction shall be granted; provided that no person shall be indicted, prosecuted or trial for entering into or carrying on any agreement to lessen hours of labor or to increase wages or to better the conditions of workingmen and workingwomen or for any act in pursuance thereof unless same be forbidden by law.

The above and foregoing bills were severally read a second time and placed on the calendar.

INTRODUCTION OF BILLS.

On a call of counties bills were introduced, severally read one time and referred to appropriate standing committees, as follows:

By Mr. Faulk:

H. 1137. To repeal section 3 of an act approved March 5, 1915, making an annual appropriation for the maintenance of the laboratory for the manufacture of hog cholera serum.

Ways, Means and Appropriations.

By Mr. Collins:

H. 1138. To amend an act approved September 25th, 1915, entitled an act to re-establish the county courts which are provided for in article three (3) of chapter one hundred and ninety-eight (198) of the Code of Alabama in all counties wherein the same have heretofore been abolished, except in counties having a population of fifty thousand (50,000) or more according to the last preceding census and to define the power, jurisdiction and duty of all the county courts which are provided for by article three (3) of chapter one hundred and ninety-eight of the Code of Alabama, and to prescribe the manner in which prosecutions for misdemeanors shall be begun, tried and determined therein and appeals taken therefrom and to transfer all indictments pending in any county courts to the circuit court of the county where found for trial therein, and to repeal all laws, local, general or special, in conflict with the provisions of this act.

Revision of Laws.

By Mr. Partridge:

H. 1139. To create and establish in every county of not less than 19,300 nor more than 19,400, a county highway commission; to confer power and prescribe duties for such commission; to repeal all conflicting laws or parts of laws.

Public Roads and Highways.

By Mr. Long of Sumter:

H. 1140. To license all manufacturers and dealers in non-carbonated beverages, soft drinks and other non-intoxicating liquids, and to prescribe penalties for violation of this act.

Temperance.

By Mr. Stoddard:

H. 1141. For the relief of Catherine E. Mount.

Ways, Means and Appropriations.

By Mr. Murphree:

H. 1142. To provide for the collection and distribution of license, privilege, income and franchise taxes which are required to be prorated among the State and any of the counties, cities and towns thereof.

Judiciary.

By Mr. Wilson:

H. 1143. To appropriate the sum of five hundred thousand dollars for the relief of the Confederate soldiers, sailors and their widows.

Ways, Means and Appropriations.

By Mr. Truss (with notice and proof):

H. 1144. To abolish, annul and abrogate the office of constable in the following named precincts lying within the city of

Birmingham, Alabama, viz: Numbers 21, 37 and 46 and in also the following precincts lying partly within and partly without the city of Birmingham, Alabama, viz: Numbers 9, 10, 29, 34, 36, 42, 45, 52, 53 and 54 and to provide for successors.

Judiciary.

Notice and Proof H. 1144:

NOTICE.

Notice is hereby given that there will be introduced at the current session of the Legislature of Alabama, a bill for passage and enactment into law, the purpose and substance of which will be:

An act to abolish, abrogate, and annul the office of constable in precincts 21, 37 and 46, lying within the city of Birmingham, Alabama, and to abolish, abrogate and annul the office of constables in the following precincts lying partly within and partly without the city of Birmingham, Alabama, viz: Precincts numbers 9, 10, 29, 34, 36, 42, 45, 52, 53 and 54, to take effect on the passage of such law and its approval by the governor, and for the governor to appoint successors in office to act until the next general election, at which said constable is to be elected.

(Signed) Pink Licette.

State of Alabama, }
Jefferson County. }

Before me, A. M. Reeves, a notary public in and for said State and county, personally appeared L. P. Hill, and after being duly sworn by me says: My name is L. P. Hill, editor of the Ensley Enterprise, a newspaper published in said State and county, and that the notice hereunto attached was published four (4) consecutive weeks in said paper, to-wit: July 26th, August 2nd, 9th, 16th, 1919.

L. P. Hill.

A. M. Reeves, Notary Public.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The President and presiding officer of the Senate having signed the following Senate bills, your signature thereto is requested:

S. 523. To authorize divorce for abandonment whenever a party, who has deserted his or her consort for more than ten months, fails to return to the performance of his or her marital obligations within sixty days after notice.

S. 361. To prescribe the term of training for nurses in hospital and schools in Alabama, and the method of certification as such.

W. F. Miller,
Secretary.

SIGNING OF SENATE BILLS.

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk,

the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing message from the Senate.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. Speaker :

Your Committee on Enrolled Bills beg leave to report that it has examined the following House bills :

H. 381. To authorize the court of county commissioners of DeKalb county, Alabama, to levy a special tax of three-twentieths of one per cent on all taxable property in DeKalb county for the purpose of repairing and maintaining the public roads of said county.

Also :

H. 701. To amend section 1 of an act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained, approved September 10th, 1915.

Also :

H. 743. To vacate, close and annul as a public highway or street, that portion of 25th street, which lies between the northwest side of 7th alley and the southeast side of 8th avenue in the city of Bessemer, Alabama.

Also :

H. 427. To appropriate the sum of four hundred, twenty-eight and 94/100 dollars, the relief of W. H. Jones, for overpayments of solicitor fees made by him to the State of Alabama as clerk of the circuit court of Covington county during the period from January 1, 1905, to January 1st, 1916.

Also :

H. 880. To provide for the construction, maintenance and control of the public roads and bridges of all counties in the State of Alabama having a population of not less than 27,155, and not more than 27,200, by the last or any subsequent Federal census; to further define the duties of the courts of county commissioners, or like governing bodies, of all such counties; to provide for the levy and collection of a vehicle license tax; to provide for the levy and collection of a per capita road tax in commutation of road duty; and to regulate the performance of road duty in such counties by the citizens thereof.

Also :

H. 579. To regulate and provide for the working, building, maintenance and upkeep of the public roads and bridges in Bibb county, Alabama, and prescribe manner and means of collecting aid raising revenue and funds for the work-

ing, building, maintenance and upkeep of the public roads and bridges of and in Bibb county, Alabama; to regulate the public road and bridge affairs of Bibb county, Alabama; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect, and the manner and means of raising or collecting such funds, and to provide for the collection of a per capita road tax and for a license tax on all vehicles including vehicles propelled by animals, electricity, gasoline or other power whatsoever to be used for the maintenance, building, upkeep and repair of such roads and bridges and for the collection thereof.

Also:

H. 875. To authorize and empower the county of Marengo to issue its bonds, bearing interest at the rate of six per centum per annum, for the purpose of refunding its indebtedness, existing at the date of the approval of this act; to sell the same at not less than their face value; to regulate their issuance and sale, and to repeal all laws in conflict with this act, in so far as the said county is concerned.

And finds same correctly enrolled.

R. F. Peters,
Chairman.

SIGNING OF BILLS.

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds of a quorum present, signed the bills, the titles to which are set out in the above and foregoing report of the Committee on Enrolled Bills.

REPORT FROM COMMITTEE ON ENGROSSED BILLS.

Mr. Speaker:

Your Committee on Engrossed Bills begs leave to report that it has examined the following House bills:

H. 560. To further prescribe the duties of the supernumerary judge of Alabama.

H. 561. To authorize the attorney general to direct the solicitor of certain circuits to perform the duties of solicitor of the nineteenth judicial circuit.

H. 562. To repeal section 3279, 3280 and 3281 of the Code of Alabama, an act to amend section 3281 of the Code of Alabama, approved April 22, 1911, and an act to amend section 3279 of the Code of Alabama. Approved September 8, 1915.

H. 1036. To provide for the sale of the printed and bound volumes of the reports of the decisions of the Supreme Court of Alabama.

H. 1037. To provide for the sale of the printed and bound volumes of the reports of the decisions of the Court of Appeals of Alabama.

H. 521. For the relief of H. S. Brown, of Randolph county, Alabama, to refund certain moneys erroneously or illegally collected from him as money due the State of Alabama on lands.

H. 760. To make an appropriation of two hundred and eighty-two dollars for the relief of George W. Morris, a Confederate soldier of Randolph county.

And find same correct.

W. H. Stoddard,
Chairman.

The report of the Committee was concurred in and adopted.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The President and presiding officer of the Senate having signed the following Senate bills, your signature thereto is requested:

S. 497. To provide for the election of county road engineers in counties having a population of not less than eighty thousand nor more than eighty-two thousand, according to the Federal census of 1910, and to fix their duties and compensation. And to make the county solicitor or his assistant the legal advisor for the county board of revenue and the county road engineer.

S. 390. To designate a certain public road of the State of Alabama as a State trunk road and to provide the manner in which such road shall be located, improved and maintained.

S. 214. To amend article 2, section 7417 of the Code of 1907.

S. 26. To provide for the employment of State convicts in mining coal on the coal lands of the University of Alabama, and to abolish the lease system and to provide a penalty for a violation thereof.

S. 332. To amend an act entitled, "An act to regulate the employment of minor children within the State of Alabama; to prohibit the employment of minors under certain conditions; to provide for the inspection, and regulation of establishments, occupations, places and premises where minors are employed; to entrust the enforcement of the provisions of this act to the State prison inspector; to punish violations of this act," and approved February 24, 1915.

S. 368. To provide for the establishment, maintenance, repair and regulation of public highways; including bridges and ferries, in St. Clair county.

S. 359. To amend section one of an act entitled, "An act to create a county highway commission for Walker county, Alabama, and to define the powers and duties thereof," approved February 15th, 1919.

S. 450. To authorize the employment in counties of more than eighty-two thousand and less than one hundred thousand according to the latest Federal census, or any subsequent Federal decennial census, of persons to investigate and report violations of law, to prescribe the mode of their employment, their term of office, their duties, and the amount and method of payment for their services.

S. 448. An act to create a county highway commission for Cherokee county, Alabama, to be known as the Cherokee county highway commission and to provide for the appointment thereof by the governor; to invest it with full, complete and unlimited jurisdiction over the public roads, bridges and ferries in Cherokee county; to prescribe and define its powers and duties as such highway commission, and to repeal all laws and parts of laws in conflict therewith; to abolish free labor on the public roads in Cherokee county and in lieu thereof, assess public road dues on those required to perform free labor on the public roads. To authorize the commission to take charge of all the public road tools and machinery belonging to the county, and to receive all the funds now provided by the county for the use of the public roads, bridges and ferries therein; and, in addition thereto, to levy and collect special privilege license taxes for the construction and maintenance of the public roads, bridges and ferries in the county. To authorize and empower the commission to exercise all the legislative, judicial and executive authority over the public roads, bridges and ferries conferred by law on the court of county commissioners. To fix penalties for the violations of any of the provisions of this act, and for the violation of any of the rules or legislative acts of the commission.

S. 280. To amend an act entitled "An act to provide and create a commission form of government and to authorize the adoption of the same in all cities and towns in the State of Alabama which now are not or hereafter may not be, within the influence or operation of any other valid legislative enactment authorizing or adopting such form of government; to regulate the selection and election of commissioners and their terms of office and retention in and recall from office; to provide for the selection of one commissioner as mayor, and the retention in office of certain

officials; to fix the powers, duties and compensations of such commissioners; to punish improper conduct in connection with elections and petitions hereunder; to abolish boards of public work, police commissioners, councilmen, aldermen, and certain other city and town officials of such municipalities as adopt the said form of government; and generally to authorize and provide for the creation and maintenance of said commission form of government," approved April 8th, 1911, and as amended by an act approved September 28th, 1915, by amending the title thereof, and by amending said act so that it shall apply to cities which have a population of exceeding fifty thousand five hundred and not more than one hundred thousand, according to the last Federal census, and which may hereafter have such population according to any Federal census hereafter taken, and to no others, by providing for the selection and election of a mayor and commissioners and fixing their terms of office and compensation, by abolishing certain offices, by fixing the powers, duties and liabilities of such mayor and commissioners, by creating certain new offices of such cities and providing for the selection of the incumbents thereof, and generally by prescribing a form of municipal government for such cities.

W. F. Miller,
Secretary.

SIGNING OF SENATE BILLS.

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing message from the Senate.

MESSAGE FROM THE SENATE.

Mr. Speaker:

S. 485. To fix the salary of the clerk of the Court of Appeals of Alabama.

S. 587. To permit county boards of revenue or county commissioners to appropriate money to control or eradicate diseases of live stock in their respective counties and to provide for the use of such money.

S. 208. To create in the department of agriculture and industries a division devoted to the deaf; to provide for the appointment of a competent deaf man to take charge of such division; to enumerate his duties and authority and to provide for his compensation and for the expense of such department.

S. 572. To create a commission with authority and powers to act for and on behalf of the State of Alabama in acquiring by purchase or condemnation the building in the city of Montgomery, Alabama, commonly known and designated as the "First White House of the Confederacy," and also the land whereon said building rests or such other land as said commission may deem advisable, and to make appropriation for such purpose and for the maintenance and repair of such property.

S. 615. To fix the salary of county solicitors in counties having a population of 17,495 according to the last Federal census, and a population of not over 17,600 according to any subsequent Federal census; and to provide for the payment of said salaries out of the county treasuries.

S. 528. To authorize the governor to provide a suitable site for the establishment of a sanatorium for the use of the Alabama Sanatorium for Consumption and Tuberculosis conditioned upon the sale of the present site for such use located in Cullman county, Alabama, and consisting of about four hundred and sixty (460) acres heretofore acquired under the authority of Section 777 of the Political Code of Alabama; also to authorize the governor to sell and convey the said land heretofore acquired for such site, and out of the proceeds of such sale to purchase a suitable site for such sanatorium; provided that the sanatorium to be so acquired may be located and established, with the governor's approval, on any lands suitable for such purpose, now owned by the State, and if so located and established on such lands now owned by the State, then the proceeds of such sale to be covered into the general funds of the treasury.

S. 517. To fix the compensation of judges of county courts, serving in counties having a population of not less than 37,000 nor more than 37,500, according to the last preceding Federal census.

S. 579. To further regulate public service in this State.

S. 278. To amend section 3453 of the Code of Alabama of 1907.

S. 505. To compel all railroad companies and all electric railway companies or other companies or persons operating railroads in the State of Alabama to put and keep the approaches and crossings of public railroad crossings of such company railroad tracks in proper repair.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees, as follows:

Ways, Means and Appropriations, S. 485, S. 587, S. 208.
Judiciary, S. 572, S. 579.
Public Roads and Highways, S. 505.
Revision of Laws, S. 278.
Local Legislation, S. 517, S. 615.
Public Health, S. 528.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills:

S. 656. To provide for bailiffs for the circuit courts in all counties in Alabama having a population of not less than 26,850 and not exceeding 26,890 according to the Federal census of 1910.

S. 664. To amend section one of an act entitled, "An act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained," approved September 10th, 1915.

S. 418. To amend an act approved September 22, 1915, entitled, "An act to amend sections 541, 543, 544 and 545 of the Code of Alabama."

S. 666. To further regulate stock law districts in the State of Alabama.

S. 568. To amend section 1 of the act entitled, "An act to regulate the fees of the sheriffs for feeding prisoners in jail under charge or conviction of any indictable offense, and to provide the payment therefor.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees as follows:

Local Legislation, S. 656.
Public Roads and Highways, S. 664.
Public Health, S. 418.
Agriculture, S. 666.
Ways, Means and Appropriations, S. 568.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has non-concurred in the House amendment to the bill:

S. 12. To provide pensions for all soldiers and sailors who were in the military or naval services of the State of Alabama and for those who served in the army or navy of the Confederate States of America with certain exceptions and who did not desert the same in the War Between the States of the United States of America in the years 1861, 1862, 1863, 1864, 1865, and who are bona fide resident citizens of the State of Alabama and to regulate and provide for the payment of such pensions by the State of Alabama.

And requests a Committee of Conference.

Conferees on the part of the Senate, Messrs. Brown, McDowell and Beale.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The House acceded to the request of the Senate for a Committee of Conference, and the Speaker named as a Committee of Conference, Messrs. Wilson, Smith and Preston.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill and ordered same sent forthwith to the House without engrossment:

S. 707. To vacate the dedication of all streets, roads, avenues and alleys through, over, on or across the following described property, situated in the county of Montgomery and State of Alabama, to-wit: Beginning at the half mile corner in the center of section ten (10), township sixteen (16), range seventeen (17); thence west twenty-one hundred forty-five (2,145) feet to the right of way of the Mobile & Ohio railroad; thence along said railroad right of way north forty (40) degrees thirty (30) minutes west twenty-eight hundred two (2,802) feet; thence and continue with said railroad right of way north forty-two and one-half ($42\frac{1}{2}$) degrees west one hundred ninety-four (194) feet to a stake; thence north forty-nine (49) degrees thirty (30) minutes east twelve hundred forty-three (1,243) feet; thence north seventy-two and one-half ($72\frac{1}{2}$) degrees east six hundred three (603) feet; thence north forty-four (44) degrees east nine hundred sixty-two (962) feet to the Washington Ferry road;

thence along the west side of said road south fifty three and one-half ($53\frac{1}{2}$) degrees east nine hundred (900) feet; thence and continue with said road south forty-five and one-half ($45\frac{1}{2}$) degrees east two hundred twenty-five feet; thence and continue with said road south thirty-nine (39) degrees thirty (30) minutes east five hundred (500) feet; thence and continue with said road south thirty (30) minutes east one hundred one (101) feet; thence and continue with said road south sixteen (16) degrees east five hundred (500) feet; thence and continue with said road south thirty (30) minutes east five hundred (500) feet; thence and continue with said road south twenty (20) degrees east one hundred eighty (180) feet; thence and continue with said road south twenty-seven (27) degrees east eighty-nine (89) feet to a stake; thence south (1) degree west five hundred eighty-one (581) feet to a stake; thence east three hundred seventy-seven (377) feet to a stake; thence south along the half section line five hundred eighty-seven (587) feet and to a point three hundred seventy-three (373) feet north of the said center of section ten (10); thence south fifty-seven and one-half ($57\frac{1}{2}$) degrees east ninety-four (94) feet; thence south eighty-six (86) degrees east eight hundred nineteen (819) feet; thence south fifteen (15) degrees east two hundred sixty-four (264) feet to a stake; thence west forty-one (41) feet; thence south fifteen (15) degrees east two thousand sixty-five (2,065) feet to the Selma road, thence along said road south seventy-five (75) degrees west five hundred seven (507) feet; thence south fifty-four (54) degrees west one hundred forty-two (142) feet along the said road; thence and continue the said Selma road south forty-four (44) degrees west five hundred forty-three (543) feet to the intersection of the right of way of the Mobile and Ohio railroad; thence along and with the curvature of said railroad right of way north seventy-two (72) degrees west two hundred seventy (270) feet; thence and continue with said railroad right of way north sixty-five and one-half ($65\frac{1}{2}$) degrees west two hundred forty-five (245) feet to the half section line dividing section ten (10); thence north along said half section line twenty-four hundred twenty (2,420) feet to the center of section ten (10), township sixteen (16), range seventeen (17), the said point of beginning.

Local Legislation.

With notice and proof hereto attached and exhibited as follows:

State of Alabama, }
Montgomery County. }

Personally appeared before me, John DeMotte, a notary public in and for said county in said State, Brame Hood, who is known to me, and who,

being first duly sworn, deposes and says on oath that he is assistant manager of The Montgomery Journal, a newspaper published daily in the city of Montgomery, in the county of Montgomery, in the State of Alabama, and which has been so published for the last several years; and that the following notice, to-wit:

"Notice is hereby given that a bill will be introduced for passage in the Legislature of Alabama, at its present session, such bill to be entitled and in substance as follows:

AN ACT

To vacate the dedication of all streets, roads, avenues and alleys through, over, on or across the following described property, situated in the county of Montgomery and State of Alabama, to-wit:

Beginning at the half mile corner in the center of section ten (10), township sixteen (16), range seventeen (17); thence west twenty-one hundred forty-five (2145) feet to the right of way of the Mobile & Ohio Railroad; thence along said railroad right of way north forty (40°) degrees thirty (30') minutes west twenty-eight hundred two (2802) feet; thence and continue with said railroad right of way north forty-two and one-half (42½°) degrees west one hundred ninety-four (194) feet to a stake; thence north forty-nine (49°) degrees thirty (30') minutes east twelve hundred forty-three (1243) feet; thence north seventy-two and one-half (72½°) degrees east six hundred three (603) feet; thence north forty-four (44°) degrees east nine hundred sixty-two (962) feet to the Washington Ferry Road; thence along the west side of said road south fifty-three and one-half (53½°) degrees east nine hundred (900) feet; thence and continue with said road south forty-five and one-half (45½°) degrees east two hundred twenty-five (225) feet; thence and continue with said road south thirty-nine (39°) degrees thirty (30') minutes east five hundred (500) feet; thence and continue with said road south thirty (30') minutes east one hundred one (101) feet; thence and continue with said road south sixteen (16°) degrees east five hundred (500) feet; thence and continue with said road south thirty (30') minutes east five hundred (500) feet; thence and continue with said road south twenty (20°) degrees east one hundred eighty (180) feet; thence and continue with said road south twenty-seven (27°) degrees east eighty-nine (89) feet to a stake; thence south one (1°) degree west five hundred eighty-one (581) feet to a stake; thence east three hundred seventy-seven (377) feet to a stake; thence south along the half section line five hundred eighty-seven (587) feet and to a point three hundred seventy-three (373) feet north of the said center of section ten (10); thence south fifty-seven and one-half (57½°) degrees east ninety-four (94) feet; thence south eighty-six (86°) degrees east eight hundred nineteen (819) feet; thence south fifteen (15°) degrees east two hundred sixty-four (264) feet to a stake; thence west forty-one (41) feet; thence south fifteen (15°) degrees east two thousand and sixty-five (2065) feet to the Selma road; thence along said road south seventy-five (75°) degrees west five hundred seven (507) feet; thence south fifty-four (54°) degrees west one hundred forty-two (142) feet along the said road; thence and continue with said Selma road south forty-four (44°) degrees west five hundred forty-three (543) feet to the intersection of the right of way of the Mobile & Ohio Railroad; thence along and with the curvature of said railroad right of way north seventy-two (72°) degrees west two hundred seventy (270) feet; thence and continue with said railroad right of way north sixty-five feet and one-half (65½°) degrees west two hundred forty-five (245) feet to the half section line dividing section ten (10); thence north along said half section line twenty-four hundred twenty (2420) feet

to the center of section ten (10), township sixteen (16), range seventeen (17), the said point of beginning.

Be it enacted by the Legislature of Alabama:

Section 1. That the dedication of all streets, roads, avenues and alleys through, over, on or across that tract of land, situated in the county of Montgomery and State of Alabama, which is described as follows:

Beginning at the half mile corner in the center of section ten (10), township sixteen (16), range seventeen (17); thence west twenty-one hundred forty-five (2145) feet to the right of way of the Mobile & Ohio Railroad; thence along said railroad right of way north forty (40°) degrees thirty (30') minutes west twenty-eight hundred two (2802) feet; thence and continue with said railroad right of way north forty-two and one-half (42½°) degrees west one hundred ninety-four (194) feet to a stake; thence north forty-nine (49°) degrees thirty (30') minutes east twelve hundred forty-three (1243) feet; thence north seventy-two and one-half (72½°) degrees east six hundred three (603) feet; thence north forty-four (44°) degrees east nine hundred sixty-two (962) feet to the Washington Ferry Road; thence along the west side of said road south fifty-three and one-half (53½°) degrees east nine hundred (900) feet; thence and continue with said road south forty-five and one-half (45½°) degrees east two hundred twenty-five (225) feet; thence and continue with said road south thirty-nine (39°) degrees thirty (30') minutes east five hundred (500) feet; thence and continue with said road south thirty (30') minutes east one hundred one (101) feet; thence and continue with said road south sixteen (16°) degrees east five hundred (500) feet; thence and continue with said road south thirty (30') minutes east five hundred (500) feet; thence and continue with said road south twenty (20°) degrees east one hundred eighty (180) feet; thence and continue with said road south twenty-seven (27°) degrees east eighty-nine (89) feet to a stake; thence south one (1°) degree west five hundred eighty-one (581) feet to a stake; thence east three hundred seventy-seven (377) feet to a stake; thence south along the half section line five hundred eighty-seven (587) feet and to a point three hundred seventy-three (373) feet north of the said center of section ten (10); thence south fifty-seven and one-half (57½°) degrees east ninety-four (94) feet; thence south eighty-six (86°) degrees east eight hundred nineteen (819) feet; thence south fifteen (15°) degrees east two hundred sixty-four (264) feet to a stake; thence west forty-one (41) feet; thence south fifteen (15°) degrees east two thousand and sixty-five (2065) feet to the Selma road; thence along said road south seventy-five (75°) degrees west five hundred seven (507) feet; thence south fifty-four (54°) degrees west one hundred forty-two (142) feet along the said road; thence and continue with said Selma road south forty-four (44°) degrees west five hundred forty-three (543) feet to the intersection of the right of way of the Mobile & Ohio Railroad; thence along and with the curvature of said railroad right of way north seventy-two (72°) degrees west two hundred seventy (270) feet; thence and continue with said railroad right of way north sixty-five feet and one-half (65½°) degrees west two hundred forty-five (245) feet to the half section line dividing section ten (10); thence north along said half section line twenty-four hundred twenty (2420) feet to the center of section ten (10), township sixteen (16), range seventeen (17), the said point of beginning;

be and the same are hereby vacated and annulled and that all the streets, roads, avenues and alleys through said property be and the same are hereby relinquished and abandoned.

Section 2. That all laws and parts of laws in conflict with this act are hereby expressly repealed;"

has been published without cost to the State in the county where the matter or thing to be affected by the proposed law mentioned in said notice is situated; that said notice was published at least once a week for four consecutive weeks in said newspaper, in the county of Montgomery, in the State of Alabama, in the months of August and September of this year, 1919, prior to the making of this affidavit, and the introduction of the proposed bill in the Legislature of Alabama, and this affidavit is made for the purpose of showing that said notice has been given.

Brame Hood,

Subscribed and sworn to before me, this the 10th day of September, A. D., 1919.

John B. DeMotte,
Notary Public, in and for the County of Montgomery,
in the State of Alabama.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee, as follows:

Local Legislation, S. 707.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills and ordered same sent forthwith to the House without engrossment:

S. 710. To amend subdivision 84 of section 361 of an act to provide for the general revenue of the State of Alabama, approved September 10th, 1919.

S. 712. To make appropriations to the Alabama Girls Technical Institute.

S. 713. To make appropriations to the University of Alabama.

S. 714. To appropriate the sum of \$7,500.00 to supplement a fund of \$15,000.00 to be raised by the citizens of Blountsville to rebuild the Ninth District Agricultural School building, recently destroyed by fire.

S. 715. To make appropriation for the maintenance and support of the State Training School for Girls, and for the erection and equipment of buildings and furniture and equipment therefor.

S. 716. To provide for making appropriations to the Alabama Polytechnic Institute.

S. 721. To provide for appropriation to the Alabama School of Trades and Industries at Ragland.

S. 717. To make appropriations to the Alabama Boys Industrial School.

S. 718. To amend section 1952 of the Code of Alabama of 1907.

S. 719. To amend section 1946 of the Code of Alabama of 1907.

S. 720. To amend sections 1941 and 1942 of the Code of Alabama of 1907.

S. 722. To make an appropriation to the Alabama illiteracy commission or to the State board of education, if created, for the removal of illiteracy in Alabama.

S. 723. To make an appropriation for the benefit of those counties that may be levying and collecting a special county school tax during any fiscal year, and to provide for the expenditure of the funds set apart for any county by the county board of education.

S. 724. To make an appropriation for the establishment of libraries in the rural, village and town schools of Alabama.

S. 725. To amend section 8 of an act "To provide for the acceptance of the benefits of an act by the Senate and House of Representatives of the United States of America in Congress assembled, to provide for the promotion of vocational education; to provide for the appointment of a State board of vocational education; and to provide for the duties thereof; and to make appropriations for vocational education," approved February 15th, 1919.

S. 726. To amend an act entitled an act "To create and establish a reform school for the training of juvenile negro law-breakers at Mt. Meigs, Alabama; to make appropriations for the purpose, and accept by donation all such lands and buildings as are needful therefor; to create a board of trustees, and to provide for the suitable management of said institution." Approved April 24, 1911.

S. 727. To provide for changing the name and for making an appropriation to the Huntsville State Normal and Industrial School, to be known as the Agricultural and Mechanical College for Negroes.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees, as follows:

Judiciary, S. 710.

Ways, Means and Appropriations, S. 712, S. 713, S. 714, S. 715, S. 716, S. 721, S. 717, S. 718, S. 719, S. 720, S. 728, S. 723, S. 724, S. 725, S. 726, S. 727.

MOTION TO TAKE FROM ADVERSE CALENDAR.

Mr. Long of Sumter called up his motion to take the bill, H. 1061, from the adverse calendar, and the motion was lost.

Yeas, 44; nays, 51.

Yeas:

Messrs:			
Albright	Edwards (Pike)	Holmes (Elmore)	Ross
Allen	Ellis (Elmore)	Jones (Escambia)	Russell
Barganier	Fletcher	Jones (Montgomery)	Salter
Benners	Guy	Johnson	Seale
Bracken	Hall (Marion)	Lee (Perry)	Simpson
Brindley	Hale	Long (Butler)	Smith
Clayton	Hardaway	Long (Sumter)	Sparks
Cobbs	Hare	Murphree	Stoddard
Crump	Harrison	Oliver	Truss
Dansby	Hawkins	Parker	Tunstall
Dodson	Holmes (Baldwin)	Peters	Waddell

—44

Nays:

Messrs:			
Mr. Speaker	Deese	Lawson	Pittman
Adams	Dickson	Lee (Butler)	Preston
Alexander	Dunaway	Lewis	Reynolds
Andrews	Edwards (Dallas)	Lynne	Shaw
Arnold	Ellis (Bullock)	Mathews (Clarke)	Stewart
Austin	Faulk	Matthews (Wilcox)	Tompkins
Baker	Gilbert	Milford	Trammell
Blunt	Graham (Autauga)	Mitchell	Van de Graff
Calvert	Graham (Clarke)	McDonald	Whorton
Carnley	Hall (Henry)	McLeod	Williams
Christian	Howle	Oakley	Wilson
Cliett	Ingram	Orr	Woodard
Collins	Jones (Marengo)	Partridge	

—51

BILLS ON THIRD READING.

H. 1125. To amend subdivision 84 of section 361 of an act to provide for the general revenue of the State of Alabama, approved September 10th, 1919.

Was taken up. Mr. Jones of Montgomery offered the following amendment to the bill:

Amend the bill by striking out words and figures September 10th wherever they appear and insert in lieu thereof the words and figures "September 15th."

And the amendment was adopted.

Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Parker
Adams	Dickson	Jones (Escambia)	Peters
Alexander	Dodson	Jones (Montgomery)	Pittman
Allen	Edwards (Dallas)	Johnson	Preston
Andrews	Ellis (Bullock)	Lawson	Robertson
Austin	Ellis (Elmore)	Lee (Perry)	Ross
Baker	Faulk	Lewis	Russell
Barganier	Gilbert	Long (Butler)	Seale
Benners	Graham (Autauga)	Long (Sumter)	Smith
Blunt	Graham (Clarke)	Lynne	Sparks
Brindley	Hall (Henry)	Matthews (Wilcox)	Stewart
Carnley	Hale	Milford	Tompkins
Christian	Hardaway	Murphree	Truss
Clayton	Hare	McDonald	Van de Graff
Cobbs	Hawkins	McLeod	Waddell
Collins	Holmes (Baldwin)	Oakley	Williams
Crump	Holmes (Elmore)	Oliver	Wilson
Dansby	Howle	Orr	Woodard

—72

And the bill:

H. 1125. To amend subdivision 84 of section 361 of an act to provide for the general revenue of the State of Alabama, approved September 10th, 1919.

As amended, was read a third time at length and passed.

Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Ingram	Parker
Adams	Dickson	Jones (Escambia)	Peters
Alexander	Dodson	Jones (Montgomery)	Pittman
Allen	Edwards (Dallas)	Johnson	Preston
Andrews	Ellis (Bullock)	Lawson	Robertson
Austin	Ellis (Elmore)	Lee (Perry)	Ross
Baker	Faulk	Lewis	Russell
Barganier	Gilbert	Long (Butler)	Seale
Benners	Graham (Autauga)	Long (Sumter)	Smith
Blunt	Graham (Clarke)	Lynne	Sparks
Brindley	Hall (Henry)	Matthews (Wilcox)	Stewart
Carnley	Hale	Milford	Tompkins
Christian	Hardaway	Murphree	Truss
Clayton	Hare	McDonald	Van de Graff
Cobbs	Hawkins	McLeod	Waddell
Collins	Holmes (Baldwin)	Oakley	Williams
Crump	Holmes (Elmore)	Oliver	Wilson
Dansby	Howle	Orr	Woodard

—72

And the bill was ordered sent to the Senate without engrossment.

H. 1067. To establish a board of revenue for Madison county, and to abolish the court of county commissioners thereof, and

to provide for the better working of the public roads of said county.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:			
Mr. Speaker	Deese	Ingram	Preston
Alexander	Dickson	Jones (Escambia)	Ross
Andrews	Dunaway	Jones (Montgomery)	Russell
Arnold	Edwards (Dallas)	Long (Sumter)	Shaw
Baker	Edwards (Pike)	Longshore	Sherrod
Benners	Faulk	Lynne	Smith
Blunt	Gilbert	Mathews (Clarke)	Sparks
Brindley	Graham (Clarke)	Mathews (Wilcox)	Stewart
Carnley	Hall (Henry)	Milford	Stoddard
Clayton	Hale	Mitchell	Tompkins
Cliett	Harrison	McDonald	Tunstall
Cobbs	Hawkins	McLeod	Van de Graff
Collins	Hollis	Oakley	Waddell
Crump	Holmes (Baldwin)	Parker	Whorton
Dansby	Howle	Partridge	Woodard

—60

And the bill was ordered sent to the Senate without engrossment.

H. 450. To amend section 3610 of the Code.

Was read a third time at length and passed.

Yeas, 69; nays, 0.

Yeas:

Messrs:			
Mr. Speaker	Dansby	Ingram	Peters
Alexander	Deese	Jones (Escambia)	Pittman
Allen	Dickson	Jones (Montgomery)	Reynolds
Andrews	Dunaway	Johnson	Ross
Arnold	Edwards (Dallas)	Lee (Butler)	Salter
Austin	Edwards (Pike)	Long (Butler)	Shaw
Baker	Ellis (Elmore)	Long (Sumter)	Simpson
Baragianier	Faulk	Longshore	Smith
Benners	Graham (Autauga)	Lynne	Sparks
Blunt	Graham (Clarke)	Mathews (Clarke)	Stewart
Brindley	Hall (Henry)	Mathews (Wilcox)	Tompkins
Calvert	Hale	Mitchell	Truss
Carnley	Hardaway	Murphree	Tunstall
Christian	Harrison	McDonald	Van de Graff
Clayton	Holmes (Baldwin)	McLeod	Waddell
Cliett	Holmes (Elmore)	Oakley	Wilson
Cobbs	Howle	Orr	Woodard
Collins			

—69

S. 470 (with amendment). To provide a complete educational system for the State of Alabama; to provide a public school fund; to provide for the administration of the public schools and create a State board of education and prescribe its

powers and duties; to create county and city boards of education, to define their respective powers and duties, to provide for the payment of their necessary expenses and equipment, including furniture; to provide for the holding of elections for the one mill county tax on each dollar of taxable property under the Constitution of 1901; to provide for the holding of elections for the county tax of three mills or less on each dollar of taxable property under the amendment to the Constitution of 1901; to provide for the holding of elections for the district tax of three mills or less on each dollar of taxable property, and to prescribe the method of holding such elections; to prescribe the duties and powers of the State superintendent of education and to fix his compensation; to provide for the organization of the State department of education; to provide for the appointment of county superintendents of education, to define their duties and powers and to provide for their compensation; to provide for boards of school trustees; to provide for the appointment of city superintendents of education, to define their duties and powers, and to provide for their compensation; to provide for superintendents of schools in the various counties and cities, to fix their duties and powers, and provide for their compensation; to provide for the use of a bonus fund for counties levying and collecting a special county tax for school purposes, and to fix the amount in accordance with the rate of such special tax; to provide for a county treasurer of school funds; to provide for compulsory attendance upon the schools of the State within certain ages, to fix penalties, to provide for the appointment of attendance officers and to define their duties and fix their compensation and to provide the method of enforcing compulsory attendance within the ages prescribed; to provide for the certification of teachers, and to provide for the use of appropriations for the issuance of certificates and for the conduct of teachers' institutes, for the training of teachers in service, and provide the necessary clerical and other assistants; to provide financial assistance for the erection, repair and equipment of rural schoolhouses, and to prescribe the conditions under which such assistance may be obtained; to provide for the sale and conveyance of certain lands that have been conveyed to the State for school purposes; to provide for rural libraries throughout the State, including the method by which assistance may be obtained; to provide for vocational education and for the use of appropriations therefor; to provide for the removal of illiteracy among adults as well as among minors, and for the use of appropriations therefor; to provide uniform textbooks throughout the State and to authorize the creation of a State textbook committee and to define its powers and duties; to provide for county high

schools and prescribe the conditions under which such county high schools may obtain assistance from the State, and to authorize such county high schools to receive financial assistance from county boards of revenue, boards of education, school districts or private sources; to provide for county high school treasurers, to fix their bonds and prescribe their powers and duties and to provide for the payment of the premiums upon their bonds; to provide for county treasurers of school funds, to fix their bonds and prescribe their powers and duties and to provide for the payment of the premiums upon their bonds; to provide for changing the name of the nine branch agricultural schools and experiment stations, or district agricultural schools, and of the Northeast Alabama Agricultural and Industrial Institute to State secondary agricultural schools; to provide for their management and control and for their continuance upon the meeting of certain requirements and for the use of appropriations therefor; to provide for certain State normal schools and for their control and management and for the use of appropriations therefor; to provide for the creation of the Alabama School of Trades and Industry and for its control and management; to provide for changing the name of the Agricultural and Mechanical College for Negroes to Agricultural and Mechanical Institute for Negroes, and to provide for its management and control and for the use of appropriations therefor; to provide for changing the name of the school heretofore established at Montevallo as the Alabama Girls' Industrial School, later called the Alabama Girls' Technical Institute, to the name of the Alabama Technical Institute and College for Women; to create a board of trustees for each institute, to prescribe their powers and duties, their method of appointment, and length of service, and for the use of appropriations therefor; to provide for the management and control of the Alabama Polytechnic Institute, to define the powers and duties of the board of trustees, the method of appointment of such trustees, and for the use of appropriations to said institute; to provide for the management and control of the University of Alabama, to define the duties and powers of the trustees, the method of appointment of such trustees, and for the use of appropriations to the University; to provide for a summer school at the University of Alabama and for the use of appropriations therefor; to create a State council of education and to prescribe its powers and duties; to provide for the management and control of the Alabama Institute for the Deaf; of the Alabama Academy for the Blind, and of the Alabama School for Negro Deaf and Blind, to create a board of trustees therefor and to provide for the method of their appointment and the length of ser-

vice and for the use of appropriations therefor; to provide for the establishment and maintenance of the Alabama Boys' Industrial School, to provide for the management and control thereof, and for the appointment of a board of directors, to define their powers and duties and the method of committing boys thereto, and for the use of appropriations therefor; to provide for the maintenance and establishment of the Alabama school for Juvenile Negro Lawbreakers; to provide for the management and control thereof, and for the appointment of a board of directors, to define their powers and duties, and for the method of committing boys thereto, and for the use of appropriations for such school; to provide for the lease and sale of school lands in the State; to make certain requirements with reference to the bonds of officials and employees authorized under the provisions of this act; to require county and city boards of education to give regular instruction in all schools under their direction as to the nature of alcoholic drinks, tobacco and other narcotics; to require private, denominational and parochial schools to make reports; to provide penalties for the violation of the provisions of this act and to provide for the repeal of inconsistent laws enacted hereafter.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Education, said committee amendment being as follows:

Amend section 1 of article 3 of the bill as amended by inserting between the words "him" and "and" where they occur in line 2 of said section the following: "no two of whom shall reside in the same congressional district."

Amend section 23 of article 8 of the bill by striking out all of the first sentence of said section ending with the word "life" and inserting in lieu thereof the following:

Section 23. The provision of this act shall not apply to the cities in counties now having by law a city and county school system operated under a single board of education, nor to the method of electing the members of the board of education in any city where the members of the board hold office for life.

Amend section 7 of article 12 of the bill by inserting between the words "issue" and "school" where they occur in line 13, page 57, of the printed bill the following: "And sell."

Amend section 2 of article 18 as amended by inserting between the words "part" and "of" where they occur in the amendment the following: "of the fund for the erection, repair, and equipment."

Amend section 29 of article 23 of the bill by striking out the words "at Montgomery," where they occur in said section immediately following the word "State superintendent of education," in said section.

And the amendment offered by the committee was adopted.
Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Ingram	Parker
Adams	Deese	Jones (Escambia)	Peters
Albright	Dickson	Jones (Montgomery)	Pittman
Alexander	Dunaway	Jordan	Reynolds
Allen	Edwards (Dallas)	Lawson	Ross
Andrews	Edwards (Pike)	Lee (Butler)	Russell
Arnold	Ellis (Elmore)	Lee (Perry)	Salter
Baker	Faulk	Lewis	Scale
Barganier	Gilbert	Long (Butler)	Shaw
Benners	Graham (Autauga)	Long (Sumter)	Simpson
Blunt	Graham (Clarke)	Longshore	Sparks
Brindley	Hall (Henry)	Lynne	Stewart
Calvert	Hale	Matthews (Wilcox)	Tompkins
Carnley	Hardaway	Milford	Truss
Christian	Harrison	Murphree	Van de Graff
Cliett	Holmes (Baldwin)	McDonald	Waddell
Cobbs	Holmes (Elmore)	McLeod	Williams
Collins	Howle	Orr	Woodard

—72

Mr. Baker offered the following amendment to the bill:

Amend section 9 of article 3 by striking out the following words in lines 9, 10, 11 and 12, "No individual, public or private educational association or institution shall offer a course or courses for the training of public school teachers, which do not meet minimum standards prescribed by the State board of education for teacher training courses and insert in lieu thereof the following: "No diploma shall be accepted from any normal school, college or university which does not meet minimum standards prescribed by the State board of education for teacher training courses.

And the amendment was adopted.

Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Carnley	Gilbert	Johnson
Adams	Christian	Graham (Autauga)	Lawson
Albright	Cliett	Graham (Clarke)	Lee (Butler)
Alexander	Cobbs	Hall (Henry)	Lee (Perry)
Allen	Collins	Hale	Lewis
Andrews	Dansby	Hardaway	Long (Butler)
Arnold	Deese	Harrison	Long (Sumter)
Baker	Dickson	Holmes (Baldwin)	Longshore
Barganier	Dunaway	Holmes (Elmore)	Lynne
Benners	Edwards (Dallas)	Howle	Matthews (Wilcox)
Blunt	Edwards (Pike)	Ingram	Milford
Brindley	Ellis (Elmore)	Jones (Escambia)	Murphree
Calvert	Faulk	Jones (Montgomery)	McDonald

McLeod	Reynolds	Shaw	Truss
Orr	Ross	Simpson	Van de Graff
Parker	Russell	Sparks	Waddell
Peters	Salter	Stewart	Williams
Pittman	Seale	Tompkins	Woodard

—72

Mr. Baker offered the following amendment to the bill:

Amend section 12 of article 4 by inserting immediately after the word schools (in line 9) the following: "but such rules and regulations shall not be inconsistent with the provisions of this act or any other statute of this State."

And the amendment was adopted.

Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Ingram	Parker
Adams	Deese	Jones (Escambia)	Peters
Albright	Dickson	Jones (Montgomery)	Pittman
Alexander	Dunaway	Johnson	Reynolds
Allen	Edwards (Dallas)	Lawson	Ross
Andrews	Edwards (Pike)	Lee (Butler)	Russell
Arnold	Ellis (Elmore)	Lee (Perry)	Salter
Baker	Faulk	Lewis	Seale
Barganier	Gilbert	Long (Butler)	Shaw
Benners	Graham (Autauga)	Long (Sumter)	Simpson
Blunt	Graham (Clarke)	Longshore	Sparks
Brindley	Hall (Henry)	Lynne	Stewart
Calvert	Hale	Matthews (Wilcox)	Tompkins
Carnley	Hardaway	Milford	Truss
Christian	Harrison	Murphree	Van de Graff
Cliett	Holmes (Baldwin)	McDonald	Waddell
Cobbs	Holmes (Elmore)	McLeod	Williams
Collins	Howle	Orr	Woodard

—72

Mr. Sparks offered the following amendment to the bill:

Amend by adding at the end of section 12 of article 4 the following: Provided, however, no person within the school age shall be denied admission to any elementary public school of this State, but shall be admitted, and shall be permitted to take any advanced studies, which he is qualified to study, and which the teacher is qualified to teach, notwithstanding anything heretofore prescribed, or that may hereafter be prescribed, or enacted, in this act.

And the amendment was adopted.

Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Alexander	Arnold	Benners
Adams	Allen	Baker	Blunt
Albright	Andrews	Barganier	Brindley

Calvert	Graham (Autauga)	Lee (Perry)	Reynolds
Carnley	Graham (Clarke)	Lewis	Ross
Christian	Hall (Henry)	Long (Butler)	Russell
Cliett	Hale	Long (Sumter)	Salter
Cobbs	Hardaway	Longshore	Seale
Collins	Harrison	Lynne	Shaw
Dansby	Holmes (Baldwin)	Matthews (Wilcox)	Simpson
Deese	Holmes (Elmore)	Milford	Sparks
Dickson	Howle	Murphree	Stewart
Dunaway	Ingram	McDonald	Tompkins
Edwards (Dallas)	Jones (Escambia)	McLeod	Truss
Edwards (Pike)	Jones (Montgomery)	Orr	Van de Graff
Ellis (Elmore)	Johnson	Parker	Waddell
Faulk	Lawson	Peters	Williams
Gilbert	Lee (Butler)	Pittman	Woodard

—72

Mr. Van de Graff offered the following amendment to the bill:

Amend section 19 by striking out the words "after consultation with" and insert "by request of."

And the amendment was adopted.

Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Ingram	Parker
Adams	Deese	Jones (Escambia)	Peters
Albright	Dickson	Jones (Montgomery)	Pittman
Alexander	Dunaway	Johnson	Reynolds
Allen	Edwards (Dallas)	Lawson	Ross
Andrews	Edwards (Pike)	Lee (Butler)	Russell
Arnold	Ellis (Elmore)	Lee (Perry)	Salter
Baker	Faulk	Lewis	Seale
Barganier	Gilbert	Long (Butler)	Shaw
Benners	Graham (Autauga)	Long (Sumter)	Simpson
Blunt	Graham (Clarke)	Longshore	Sparks
Brindley	Hall (Henry)	Lynne	Stewart
Calvert	Hale	Matthews (Wilcox)	Tompkins
Carnley	Hardaway	Milford	Truss
Christian	Harrison	Murphree	Van de Graff
Cliett	Holmes (Baldwin)	McDonald	Waddell
Cobbs	Holmes (Elmore)	McLeod	Williams
Collins	Howle	Orr	Woodard

—72

Mr. Brindley offered the following amendment to the bill:

Amend by adding to article 5, section 10, the following: But no schools shall be consolidated, by consolidating two or more separate schools located in separate school districts, without consent of said separate school district trustees.

And the amendment was adopted.

Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Ingram	Parker
Adams	Deese	Jones (Escambia)	Peters
Albright	Dickson	Jones (Montgomery)	Pittman
Alexander	Dunaway	Johnson	Reynolds
Allen	Edwards (Dallas)	Lawson	Ross
Andrews	Edwards (Pike)	Lee (Butler)	Russell
Arnold	Ellis (Elmore)	Lee (Perry)	Salter
Baker	Faulk	Lewis	Seale
Barganier	Gilbert	Long (Butler)	Shaw
Benners	Graham (Autauga)	Long (Sumter)	Simpson
Blunt	Graham (Clarke)	Longshore	Sparks
Brindley	Hall (Henry)	Lynne	Stewart
Calvert	Hale	Matthews (Wilcox)	Tompkins
Carnley	Hardaway	Milford	Truss
Christian	Harrison	Murphree	Van de Graff
Cliett	Holmes (Baldwin)	McDonald	Waddell
Cobbs	Holmes (Elmore)	McLeod	Williams
Collins	Howle	Orr	Woodard

—72

Mr. Baker offered the following amendment to the bill:

Amend section 18, article 5, by adding at the end of said section, the following: Such statement must show the total amount of school funds received by the county and the sources from which derived; the amount expended for teachers salaries in each of the several school districts of the county and the amount paid out of the school funds for any other purpose than teachers' salaries must be shown and shall include the name of the person to whom paid, the amount of each of such items and the purpose for which said amounts were expended.

And the amendment was adopted.

Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Ingram	Parker
Adams	Deese	Jones (Escambia)	Peters
Albright	Dickson	Jones (Montgomery)	Pittman
Alexander	Dunaway	Johnson	Reynolds
Allen	Edwards (Dallas)	Lawson	Ross
Andrews	Edwards (Pike)	Lee (Butler)	Russell
Arnold	Ellis (Elmore)	Lee (Perry)	Salter
Baker	Faulk	Lewis	Seale
Barganier	Gilbert	Long (Butler)	Shaw
Benners	Graham (Autauga)	Long (Sumter)	Simpson
Blunt	Graham (Clarke)	Longshore	Sparks
Brindley	Hall (Henry)	Lynne	Stewart
Calvert	Hale	Matthews (Wilcox)	Tompkins
Carnley	Hardaway	Milford	Truss
Christian	Harrison	Murphree	Van de Graff
Cliett	Holmes (Baldwin)	McDonald	Waddell
Cobbs	Holmes (Elmore)	McLeod	Williams
Collins	Howle	Orr	Woodard

—72

Mr. Baker offered the following amendment to the bill:

Amend section 20 of article 5, by adding at the end of said section the following: But it shall be unlawful for any school officer or teacher to exclude from school any pupil who is qualified to take any course of study, which the teacher is qualified to teach, when the pupil lives more than three miles from a high school or junior high school, unless conveyance is provided at public expense for the transportation of said child. And until the county board of education in any county shall have established a system of junior high schools within the reach of all the children of the county or has provided transportation at public expense for the children who shall attend such schools, every one teacher school must teach at least seven grades; every two teacher school eight grades, and every school having three or more teachers shall teach at least nine grades.

And the amendment was adopted.

Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Ingram	Parker
Adams	Deese	Jones (Escambia)	Peters
Albright	Dickson	Jones (Montgomery)	Pittman
Alexander	Dunaway	Johnson	Reynolds
Allen	Edwards (Dallas)	Lawson	Ross
Andrews	Edwards (Pike)	Lee (Butler)	Russell
Arnold	Ellis (Elmore)	Lee (Perry)	Salter
Baker	Faulk	Lewis	Seale
Barganier	Gilbert	Long (Butler)	Shaw
Benners	Graham (Autauga)	Long (Sumter)	Simpson
Blunt	Graham (Clarke)	Longshore	Sparks
Brindley	Hall (Henry)	Lynne	Stewart
Calvert	Hale	Matthews (Wilcox)	Tompkins
Carnley	Hardaway	Milford	Truss
Christian	Harrison	Murphree	Van de Graff
Cliett	Holmes (Baldwin)	McDonald	Waddell
Cobbs	Holmes (Elmore)	McLeod	Williams
Collins	Howle	Orr	Woodard

—72

Mr. Baker offered the following amendment to the bill:

Amend section 28, article 5, by striking out the words "actual value" and insert the words "insurable value."

And the amendment was adopted.

Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Allen	Barganier	Calvert
Adams	Andrews	Benners	Carnley
Albright	Arnold	Blunt	Christian
Alexander	Baker	Brindley	Cliett

Cobbs	Hale	Long (Butler)	Ross
Collins	Hardaway	Long (Sumter)	Russell
Dansby	Harrison	Longshore	Salter
Deese	Holmes (Baldwin)	Lynne	Seale
Dickson	Holmes (Elmore)	Matthews (Wilcox)	Shaw
Dunaway	Howle	Milford	Simpson
Edwards (Dallas)	Ingram	Murphree	Sparks
Edwards (Pike)	Jones (Escambia)	McDonald	Stewart
Ellis (Elmore)	Jones (Montgomery)	McLeod	Tompkins
Faulk	Johnson	Orr	Truss
Gilbert	Lawson	Parker	Van de Graff
Graham (Autauga)	Lee (Butler)	Peters	Waddell
Graham (Clarke)	Lee (Perry)	Pittman	Williams
Hall (Henry)	Lewis	Reynolds	Woodard

—72

Mr. Long of Butler offered the following amendment to the bill:

Add section 21½ to article 6, which shall read as follows: "The county superintendent of education shall publish annually in the county newspaper at the county seat of each county a full and complete itemized statement of the receipts and disbursements of the county at the same time he forwards same to the State superintendent of education."

And the amendment was adopted.

Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Ingram	Parker
Adams	Deese	Jones (Escambia)	Peters
Albright	Dickson	Jones (Montgomery)	Pittman
Alexander	Dunaway	Johnson	Reynolds
Allen	Edwards (Dallas)	Lawson	Ross
Andrews	Edwards (Pike)	Lee (Butler)	Russell
Arnold	Ellis (Elmore)	Lee (Perry)	Salter
Baker	Faulk	Lewis	Seale
Barganier	Gilbert	Long (Butler)	Shaw
Benners	Graham (Autauga)	Long (Sumter)	Simpson
Blunt	Graham (Clarke)	Longshore	Sparks
Brindley	Hall (Henry)	Lynne	Stewart
Calvert	Hale	Matthews (Wilcox)	Tompkins
Carnley	Hardaway	Milford	Truss
Christian	Harrison	Murphree	Van de Graff
Cliett	Holmes (Baldwin)	McDonald	Waddell
Cobbs	Holmes (Elmore)	McLeod	Williams
Collins	Howle	Orr	Woodard

—72

Mr. Baker offered the following amendment to the bill:

Amend section 20 of article 6, by striking out the following words, "And no part of the traveling expenses of the county superintendent of education or his assistants incurred in the performance of their official duties shall be included as a part of their annual salary."

And the amendment was adopted.

Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Ingram	Parker
Adams	Deese	Jones (Escambia)	Peters
Albright	Dickson	Jones (Montgomery)	Pittman
Alexander	Dunaway	Johnson	Reynolds
Allen	Edwards (Dallas)	Lawson	Ross
Andrews	Edwards (Pike)	Lee (Butler)	Russell
Arnold	Ellis (Elmore)	Lee (Perry)	Salter
~~Baker~~	Faulk	Lewis	Seale
Barganier	Gilbert	Long (Butler)	Shaw
Benners	Graham (Autauga)	Long (Sumter)	Simpson
Blunt	Graham (Clarke)	Longshore	Sparks
Brindley	Hall (Henry)	Lynne	Stewart
Calvert	Hale	Matthews (Wilcox)	Tompkins
Carnley	Hardaway	Milford	Truss
Christian	Harrison	Murphree	Van de Graff
Cliett	Holmes (Baldwin)	McDonald	Waddell
Cobbs	Holmes (Elmore)	McLeod	Williams
Collins	Howle	Orr	Woodard

—72

Mr. Baker offered the following amendment to the bill:

Amend article 7 by striking out section 3 and inserting the following: "The board of school trustees shall have the authority to recommend principals and teachers for the school in their district but in case such recommendations are not made sixty days before the day appointed for the school in any district to open, then the county board of education may elect principals and teachers upon the written recommendation of the county superintendent.

And the amendment was adopted.

Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cliett	Hale	Long (Sumter)
Adams	Cobbs	Hardaway	Longshore
Albright	Collins	Harrison	Lynne
Alexander	Dansby	Holmes (Baldwin)	Matthews (Wilcox)
Allen	Deese	Holmes (Elmore)	Milford
Andrews	Dickson	Howle	Murphree
Arnold	Dunaway	Ingram	McDonald
Baker	Edwards (Dallas)	Jones (Escambia)	McLeod
Barganier	Edwards (Pike)	Jones (Montgomery)	Orr
Benners	Ellis (Elmore)	Johnson	Parker
Blunt	Faulk	Lawson	Peters
Brindley	Gilbert	Lee (Butler)	Pittman
Calvert	Graham (Autauga)	Lee (Perry)	Reynolds
Carnley	Graham (Clarke)	Lewis	Ross
Christian	Hall (Henry)	Long (Butler)	Russell

Salter	Simpson	Tompkins	Waddell
Seale	Sparks	Truss	Williams
Shaw	Stewart	Van de Graff	Woodard

—72

Mr. Baker offered the following amendment to the bill:

Amend section 11 of article 7, by striking out (of line 11) the following words "with the approval of the county board of education."

And the amendment was adopted.

Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Ingram	Parker
Adams	Deese	Jones (Escambia)	Peters
Albright	Dickson	Jones (Montgomery)	Pittman
Alexander	Dunaway	Johnson	Reynolds
Allen	Edwards (Dallas)	Lawson	Ross
Andrews	Edwards (Pike)	Lee (Butler)	Russell
Arnold	Ellis (Elmore)	Lee (Perry)	Salter
Baker	Faulk	Lewis	Seale
Barganier	Gilbert	Long (Butler)	Shaw
Benners	Graham (Autauga)	Long (Sumter)	Simpson
Blunt	Graham (Clarke)	Longshore	Sparks
Brindley	Hall (Henry)	Lynne	Stewart
Calvert	Hale	Matthews (Wilcox)	Tompkins
Carnley	Hardaway	Milford	Truss
Clayton	Harrison	Murphree	Van de Graff
Cliett	Holmes (Baldwin)	McDonald	Waddell
Cobbs	Holmes (Elmore)	McLeod	Williams
Collins	Howle	Orr	Woodard

—72

Mr. Graham of Clarke offered the following amendment to the bill:

Amend section 1 of article 8, by striking out the following words, "which is levying a three mill district tax for school purposes as provided in article 12 of this act."

And the amendment was adopted.

Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Brindley	Edwards (Dallas)	Holmes (Baldwin)
Adams	Calvert	Edwards (Pike)	Holmes (Elmore)
Albright	Carnley	Ellis (Elmore)	Howle
Alexander	Christian	Faulk	Ingram
Allen	Cliett	Gilbert	Jones (Escambia)
Andrews	Cobbs	Graham (Autauga)	Jones (Montgomery)
Arnold	Collins	Graham (Clarke)	Johnson
Baker	Dansby	Hall (Henry)	Lawson
Barganier	Deese	Hale	Lee (Butler)
Benners	Dickson	Hardaway	Lee (Perry)
Blunt	Dunaway	Harrison	Lewis

Long (Butler)	McDonald	Ross	Stewart
Long (Sumter)	McLeod	Russell	Tompkins
Longshore	Orr	Salter	Truss
Lynne	Parker	Seale	Van de Graff
Matthews (Wilcox)	Peters	Shaw	Waddell
Milford	Pittman	Simpson	Williams
Murphree	Reynolds	Sparks	Woodard

—72

Mr. Brindley offered the following amendment to the bill:

Amend by striking out section 5, article 7, and by inserting in lieu thereof: The county boards of education, the city boards of education, the district school trustees shall not have the power to compel or require the payments of an incidental fee in order for any pupil to enter any public school in this State.

And the amendment was adopted.

Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker

Adams

Albright

Alexander

Allen

Andrews

Arnold

Baker

Barganier

Benners

Blunt

Brindley

Calvert

Carnley

Christian

Cliett

Cobbs

Collins

Dansby

Deese

Dickson

Dunaway

Edwards (Dallas)

Edwards (Pike)

Ellis (Elmore)

Faulk

Gilbert

Graham (Autauga)

Graham (Clarke)

Hall (Henry)

Hale

Hardaway

Harrison

Holmes (Baldwin)

Holmes (Elmore)

Howle

Ingram

Jones (Escambia)

Jones (Montgomery)

Johnson

Lawson

Lee (Butler)

Lee (Perry)

Lewis

Long (Butler)

Long (Sumter)

Longshore

Lynne

Matthews (Wilcox)

Milford

Murphree

McDonald

McLeod

Orr

Parker

Peters

Pittman

Reynolds

Ross

Russell

Salter

Seale

Shaw

Simpson

Sparks

Stewart

Tompkins

Truss

Van de Graff

Waddell

Williams

Woodard

—72

Mr. Benners offered the following amendment to the bill:

Amend section 2 of article 8, by adding at the conclusion thereof the following:

“Provided, that in any city having a population of more than one hundred and twenty-five thousand inhabitants according to the last, or any succeeding Federal census, said board of education shall consist of five members, who shall be elected by the qualified electors of such city in the manner following: At the next general election of State and county officers in November, 1920, five members of said board shall be elected. The two members receiving the highest number of votes at said election shall hold office for the term of six years; the two members receiving the next highest number of votes shall hold office for the term of

four years, and the member receiving the lowest number of votes shall hold office for the term of two years, and biennially thereafter, at each general election a member or members of said city board of education shall be elected by the qualified electors of said city, whose term of office shall be six years."

And the amendment was adopted.

Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Ingram	Parker
Adams	Deese	Jones (Escambia)	Peters
Albright	Dickson	Jones (Montgomery)	Pittman
Alexander	Dunaway	Johnson	Reynolds
Allen	Edwards (Dallas)	Lawson	Ross
Andrews	Edwards (Pike)	Lee (Butler)	Russell
Arnold	Ellis (Elmore)	Lee (Perry)	Salter
Baker	Faulk	Lewis	Seale
Barganier	Gilbert	Long (Butler)	Shaw
Benners	Graham (Autauga)	Long (Sumter)	Simpson
Blunt	Graham (Clarke)	Longshore	Sparks
Brindley	Hall (Henry)	Lynne	Stewart
Calvert	Hale	Matthews (Wilcox)	Tompkins
Carnley	Hardaway	Milford	Truss
Christian	Harrison	Murphree	Van de Graff
Cliett	Holmes (Baldwin)	McDonald	Waddell
Cobbs	Holmes (Elmore)	McLeod	Williams
Collins	Howle	Orr	Woodard

—72

Mr. Baker offered the following amendment to the bill:

Amend section 5 of article 8 by striking the word "shall" out of line 21 (printed bill) and inserting the word "may."

And the amendment was adopted.

Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Ingram	Parker
Adams	Deese	Jones (Escambia)	Peters
Albright	Dickson	Jones (Montgomery)	Pittman
Alexander	Dunaway	Johnson	Reynolds
Allen	Edwards (Dallas)	Lawson	Ross
Andrews	Edwards (Pike)	Lee (Butler)	Russell
Arnold	Ellis (Elmore)	Lee (Perry)	Salter
Baker	Faulk	Lewis	Seale
Barganier	Gilbert	Long (Butler)	Shaw
Benners	Graham (Autauga)	Long (Sumter)	Simpson
Blunt	Graham (Clarke)	Longshore	Sparks
Brindley	Hall (Henry)	Lynne	Stewart
Calvert	Hale	Matthews (Wilcox)	Tompkins
Carnley	Hardaway	Milford	Truss
Christian	Harrison	Murphree	Van de Graff
Cliett	Holmes (Baldwin)	McDonald	Waddell
Cobbs	Holmes (Elmore)	McLeod	Williams
Collins	Howle	Orr	Woodard

—72

Mr. Baker offered the following amendment to the bill:

Amend section 22 of article 8 by adding at the end of said section the following:

Such statement must show the total amount of school funds received by the city and the sources from which derived, the amount expended for teachers salaries in each school and the amount paid out of the school funds for any other purpose than teachers salaries must be shown and shall include the name of the person to whom paid, the amount of each of such items and the purpose for which said amounts were expended.

And the amendment was adopted.

Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Ingram	Parker
Adams	Deese	Jones (Escambia)	Peters
Albright	Dickson	Jones (Montgomery)	Pittman
Alexander	Dunaway	Johnson	Reynolds
Allen	Edwards (Dallas)	Lawson	Ross
Andrews	Edwards (Pike)	Lee (Butler)	Russell
Arnold	Ellis (Elmore)	Lee (Perry)	Salter
Baker	Faulk	Lewis	Seale
Barganier	Gilbert	Long (Butler)	Shaw
Benners	Graham (Autauga)	Long (Sumter)	Simpson
Blunt	Graham (Clarke)	Longshore	Sparks
Brindley	Hall (Henry)	Lynne	Stewart
Calvert	Hale	Matthews (Wilcox)	Tompkins
Carnley	Hardaway	Milford	Truss
Christian	Harrison	Murphree	Van de Graff
Cliett	Holmes (Baldwin)	McDonald	Waddell
Cobbs	Holmes (Elmore)	McLeod	Williams
Collins	Howle	Orr	Woodard

—72

Mr. Graham of Clarke offered the following amendment to the bill:

Amend section 3 of article 2 by striking out the words and figures: "cities of two thousand (2,000) or more inhabitants" and inserting in lieu thereof the words and figures: cities and towns of one thousand (1,000) or more inhabitants."

And the amendment was adopted.

Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Baker	Christian	Dunaway
Adams	Barganier	Cliett	Edwards (Dallas)
Albright	Benners	Cobbs	Edwards (Pike)
Alexander	Blunt	Collins	Ellis (Elmore)
Allen	Brindley	Dansby	Faulk
Andrews	Calvert	Deese	Gilbert
Arnold	Carnley	Dickson	Graham (Autauga)

Graham (Clarke)	Johnson	Murphree	Seale
Hall (Henry)	Lawson	McDonald	Shaw
Hale	Lee (Butler)	McLeod	Simpson
Hardaway	Lee (Perry)	Orr	Sparks
Harrison	Lewis	Parker	Stewart
Holmes (Baldwin)	Long (Butler)	Peters	Tompkins
Holmes (Elmore)	Long (Sumter)	Pittman	Truss
Howle	Longshore	Reynolds	Van de Graff
Ingram	Lynne	Ross	Waddell
Jones (Escambia)	Matthews (Wilcox)	Russell	Williams
Jones (Montgomery)	Milford	Salter	Woodard

—72

Mr. Baker offered the following amendment to the bill:

Amend section 1 of article 9 by striking out all of said section down to and including the words "shall direct" in line 25 (printed bill) and insert the following: "The board of education may appoint a city superintendent of schools for a term of not more than (5) years. The city superintendent shall receive such compensation as the board of education shall direct."

And the amendment was adopted.

Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Ingram	Parker
Adams	Deese	Jones (Escambia)	Peters
Albright	Dickson	Jones (Montgomery)	Pittman
Alexander	Dunaway	Johnson	Reynolds
Allen	Edwards (Dallas)	Lawson	Ross
Andrews	Edwards (Pike)	Lee (Butler)	Russell
Arnold	Ellis (Elmore)	Lee (Perry)	Salter
Baker	Faulk	Lewis	Seale
Barganier	Gilbert	Long (Butler)	Shaw
Benners	Graham (Autauga)	Long (Sumter)	Simpson
Blunt	Graham (Clarke)	Longshore	Sparks
Brindley	Hall (Henry)	Lynne	Stewart
Calvert	Hale	Matthews (Wilcox)	Tompkins
Carnley	Hardaway	Milford	Truss
Christian	Harrison	Murphree	Van de Graff
Cliett	Holmes (Baldwin)	McDonald	Waddell
Cobbs	Holmes (Elmore)	McLeod	Williams
Collins	Howle	Orr	Woodard

—72

Mr. Baker offered the following amendment to the bill:

Amend section 6 of article 12 by adding at the end of said section the following:

And in all elections hereafter held if the specific purposes for which said tax, when levied shall be used is printed on the ballots to be used in said election, it shall be unlawful for the county board of education to apply it to any other purpose.

And the amendment was adopted.

Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Ingram	Parker
Adams	Deese	Jones (Escambia)	Peters
Albright	Dickson	Jones (Montgomery)	Pittman
Alexander	Dunaway	Johnson	Reynolds
Allen	Edwards (Dallas)	Lawson	Ross
Andrews	Edwards (Pike)	Lee (Butler)	Russell
Arnold	Ellis (Elmore)	Lee (Perry)	Salter
Baker	Faulk	Lewis	Seale
Barganier	Gilbert	Long (Butler)	Shaw
Benners	Graham (Autauga)	Long (Sumter)	Simpson
Blunt	Graham (Clarke)	Longshore	Sparks
Brindley	Hall (Henry)	Lynne	Stewart
Calvert	Hale	Matthews (Wilcox)	Tompkins
Carnley	Hardaway	Milford	Truss
Christian	Harrison	Murphree	Van de Graff
Cliett	Holmes (Baldwin)	McDonald	Waddell
Cobbs	Holmes (Elmore)	McLeod	Williams
Collins	Howle	Orr	Woodard

—72

Mr. Adams offered the following amendment to the bill:

Section 2, article 16, page 67, line 10 (printed bill) after State of Alabama add, "or operating under charter granted by it."

And the amendment was adopted.

Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Ingram	Parker
Adams	Deese	Jones (Escambia)	Peters
Albright	Dickson	Jones (Montgomery)	Pittman
Alexander	Dunaway	Johnson	Reynolds
Allen	Edwards (Dallas)	Lawson	Ross
Andrews	Edwards (Pike)	Lee (Butler)	Russell
Arnold	Ellis (Elmore)	Lee (Perry)	Salter
Baker	Faulk	Lewis	Seale
Barganier	Gilbert	Long (Butler)	Shaw
Benners	Graham (Autauga)	Long (Sumter)	Simpson
Blunt	Graham (Clarke)	Longshore	Sparks
Brindley	Hall (Henry)	Lynne	Stewart
Calvert	Hale	Matthews (Wilcox)	Tompkins
Carnley	Hardaway	Milford	Truss
Christian	Harrison	Murphree	Van de Graff
Cliett	Holmes (Baldwin)	McDonald	Waddell
Cobbs	Holmes (Elmore)	McLeod	Williams
Collins	Howle	Orr	Woodard

—72

Mr. Baker offered the following amendment to the bill:

Amend section 12 of article 16 by inserting immediately after the word "county" where it last appears in line 12 (printed bill) the following, "except the county of his residence."

And the amendment was adopted.

Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Ingram	Parker
Adams	Deese	Jones (Escambia)	Peters
Albright	Dickson	Jones (Montgomery)	Pittman
Alexander	Dunaway	Johnson	Reynolds
Allen	Edwards (Dallas)	Lawson	Ross
Andrews	Edwards (Pike)	Lee (Butler)	Russell
Arnold	Ellis (Elmore)	Lee (Perry)	Salter
Baker	Faulk	Lewis	Seale
Barganier	Gilbert	Long (Butler)	Shaw
Benness	Graham (Autauga)	Long (Sumter)	Simpson
Blunt	Graham (Clarke)	Longshore	Sparks
Brindley	Hall (Henry)	Lynne	Stewart
Calvert	Hale	Matthews (Wilcox)	Tompkins
Carnley	Hardaway	Milford	Truss
Christian	Harrison	Murphree	Van de Graff
Cliett	Holmes (Baldwin)	McDonald	Waddell
Cobbs	Holmes (Elmore)	McLeod	Williams
Collins	Howle	Orr	Woodard

—72

Mr. Longshore offered the following amendment to the bill:

Amend section 3 by striking out \$1,000.00 and insert \$1,-500.00. Also strike out the words "twice the" and insert the words, "an equal."

And the amendment was adopted.

Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Ingram	Parker
Adams	Deese	Jones (Escambia)	Peters
Albright	Dickson	Jones (Montgomery)	Pittman
Alexander	Dunaway	Johnson	Reynolds
Allen	Edwards (Dallas)	Lawson	Ross
Andrews	Edwards (Pike)	Lee (Butler)	Russell
Arnold	Ellis (Elmore)	Lee (Perry)	Salter
Baker	Faulk	Lewis	Seale
Barganier	Gilbert	Long (Butler)	Shaw
Benness	Graham (Autauga)	Long (Sumter)	Simpson
Blunt	Graham (Clarke)	Longshore	Sparks
Brindley	Hall (Henry)	Lynne	Stewart
Calvert	Hale	Matthews (Wilcox)	Tompkins
Carnley	Hardaway	Milford	Truss
Christian	Harrison	Murphree	Van de Graff
Cliett	Holmes (Baldwin)	McDonald	Whorton
Cobbs	Holmes (Elmore)	McLeod	Williams
Collins	Howle	Orr	Woodard

—72

Mr. Orr offered the following amendment to the bill:

Amend section 3 of article 25 so as to read as follows, to-wit:

The ten schools mentioned in section one of this article shall on and after October 1, 1920, be known as State secondary agricultural schools and shall receive an annual appropriation of \$7,500.00 each as provided in section 2 of this article. The people in the ten districts where said schools are located shall erect a dormitory in each of said districts within three years from January 1st, 1920, on a site acceptable to the State board of education which shall be presented to the State for the use of said school, free of all incumbrances. The said dormitory to conform to the plans and specifications approved by the State department of education; and any county board of revenue, court of county commissioners, city or town council or commission, is hereby authorized to appropriate funds for the erection of said dormitory as provided in this act.

And the amendment was adopted.

Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Ingram	Parker
Adams	Deese	Jones (Escambia)	Peters
Albright	Dickson	Jones (Montgomery)	Pittman
Alexander	Dunaway	Johnson	Reynolds
Allen	Edwards (Dallas)	Lawson	Ross
Andrews	Edwards (Pike)	Lee (Butler)	Russell
Arnold	Ellis (Elmore)	Lee (Perry)	Salter
Baker	Faulk	Lewis	Seale
Barganier	Gilbert	Long (Butler)	Shaw
Benners	Graham (Autauga)	Long (Sumter)	Simpson
Blunt	Graham (Clarke)	Longshore	Sparks
Brindley	Hall (Henry)	Lynne	Stewart
Calvert	Hale	Matthews (Wilcox)	Tompkins
Carnley	Hardaway	Milford	Truss
Christian	Harrison	Murphree	Van de Graff
Cliett	Holmes (Baldwin)	McDonald	Waddell
Cobbs	Holmes (Elmore)	McLeod	Williams
Collins	Howle	Orr	Woodard

—72

Mr. Wilson offered the following amendment to the bill:

Amend by adding the following section on page 103, (printed bill) viz:

Section 7. It shall be the duty of the president of each of such normal schools at the end of each session or in a reasonable time thereafter, to publish once a week for three successive weeks in a newspaper published in the county where such school is located an itemized statement showing receipts, expenditures and disbursement of such school of which he is president.

And the amendment was adopted.

Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Ingram	Parker
Adams	Deese	Jones (Escambia)	Peters
Albright	Dickson	Jones (Montgomery)	Pittman
Alexander	Dunaway	Johnson	Reynolds
Allen	Edwards (Dallas)	Lawson	Ross
Andrews	Edwards (Pike)	Lee (Butler)	Russell
Arnold	Ellis (Elmore)	Lee (Perry)	Salter
Baker	Faulk	Lewis	Seale
Barganier	Gilbert	Long (Butler)	Shaw
Benners	Graham (Autauga)	Long (Sumter)	Simpson
Blunt	Graham (Clarke)	Longshore	Sparks
Brindley	Hall (Henry)	Lynne	Stewart
Calvert	Hale	Matthews (Wilcox)	Tompkins
Carnley	Hardaway	Milford	Truss
Christian	Harrison	Murphree	Van de Graff
Cliett	Holmes (Baldwin)	McDonald	Waddell
Cobbs	Holmes (Elmore)	McLeod	Williams
Collins	Howle	Orr	Woodard

—72

Mr. Tunstall offered the following amendment to the bill:

Amend section 2, article 26, by inserting after the words Daphne, Baldwin county, the words, "and Moundville, Hale county."

And the amendment was adopted.

Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Ingram	Parker
Adams	Deese	Jones (Escambia)	Peters
Albright	Dickson	Jones (Montgomery)	Pittman
Alexander	Dunaway	Johnson	Reynolds
Allen	Edwards (Dallas)	Lawson	Ross
Andrews	Edwards (Pike)	Lee (Butler)	Russell
Arnold	Ellis (Elmore)	Lee (Perry)	Salter
Baker	Faulk	Lewis	Seale
Barganier	Gilbert	Long (Butler)	Shaw
Benners	Graham (Autauga)	Long (Sumter)	Simpson
Blunt	Graham (Clarke)	Longshore	Sparks
Brindley	Hall (Henry)	Lynne	Stewart
Calvert	Hale	Matthews (Wilcox)	Tompkins
Carnley	Hardaway	Milford	Truss
Christian	Harrison	Murphree	Van de Graff
Cliett	Holmes (Baldwin)	McDonald	Waddell
Cobbs	Holmes (Elmore)	McLeod	Williams
Collins	Howle	Orr	Woodard

—72

Mr. Matthews of Clarke offered the following amendment to the bill:

Amend article 29, section 12 by striking out everywhere in that article after the word "institution" in line 17 (printed bill).

And the amendment was adopted.

Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Ingram	Parker
Adams	Deese	Jones (Escambia)	Peters
Albright	Dickson	Jones (Montgomery)	Pittman
Alexander	Dunaway	Johnson	Reynolds
Allen	Edwards (Dallas)	Lawson	Ross
Andrews	Edwards (Pike)	Lee (Butler)	Russell
Arnold	Ellis (Elmore)	Lee (Perry)	Salter
Baker	Faulk	Lewis	Seale
Barganier	Gilbert	Long (Butler)	Shaw
Benness	Graham (Autauga)	Long (Sumter)	Simpson
Blunt	Graham (Clarke)	Longshore	Sparks
Brindley	Hall (Henry)	Lynne	Stewart
Calvert	Hale	Matthews (Wilcox)	Tompkins
Carnley	Hardaway	Milford	Truss
Christian	Harrison	Murphree	Van de Graff
Cliett	Holmes (Baldwin)	McDonald	Waddell
Cobbs	Holmes (Elmore)	McLeod	Williams
Collins	Howle	Orr	Woodard

—72

Mr. Faulk offered the following amendment to the bill:

Amend article 15 by adding an additional section at the end thereof, page 66 of the printed bill, as follows:

"Section 15. In all public schools conducted under this act, twenty days, with five days each week, shall constitute a school month, and a school day shall be not less than six hours of actual teaching, exclusive of all recess or intermission periods."

And the amendment was adopted.

Yeas, 63; nays, 9.

Yeas:

Messrs:

Mr. Speaker	Edwards (Dallas)	Lee (Butler)	Reynolds
Albright	Edwards (Pike)	Lee (Perry)	Ross
Alexander	Ellis (Elmore)	Lewis	Russell
Allen	Faulk	Long (Butler)	Seale
Baker	Graham (Clarke)	Longshore	Shaw
Blunt	Guy	Lynne	Simpson
Brindley	Hale	Mathews (Clarke)	Smith
Calvert	Hardaway	Matthews (Wilcox)	Sparks
Carnley	Harrison	Mitchell	Stewart
Clayton	Hawkins	McDonald	Tompkins
Cliett	Howle	McLeod	Truss
Cobbs	Ingram	Orr	Van de Graff
Collins	Jones (Escambia)	Parker	Whorton
Dansby	Jones (Montgomery)	Partridge	Williams
Deese	Johnson	Pittman	Woodard
Dodson	Lawson	Preston	

—63

Nays:

Messrs:

Adams	Dickson	Holmes (Baldwin)	Oakley
Arnold	Gilbert	Long (Sumter)	Waddell
Austin			

—9

Mr. Long of Butler offered the following amendment to the bill:

By adding section 12½ to article 10: "Section 12½. That from and after the approval of this act the Greenville public school, located in the city of Greenville, Butler county, Alabama, shall be and become a State institution, and shall be held and governed by the general laws of the State of Alabama relating to State educational institutions, and shall receive its proportionate share of the funds as other public schools of the State of Alabama, and shall have the same power and authority to levy and receive any special school taxes provided by the general laws of the State of Alabama relating to public schools, or by any local laws relating to the Greenville public school. The property of the Greenville public school shall be conveyed to and become the property of the State of Alabama, and the State of Alabama shall assume the bonded indebtedness thereof not to exceed the sum of twenty-five thousand dollars (\$25,000)."

And the amendment was lost.

Yeas, 32; nays, 51.

Yeas:

Messrs:			
Arnold	Faulk	Jones (Montgomery)	Salter
Barganier	Fletcher	Johnson	Simpson
Blunt	Graham (Clarke)	Lee (Butler)	Smith
Clayton	Guy	Long (Butler)	Sparks
Cobbs	Hale	Longshore	Truss
Dodson	Hardaway	Moorer	Tunstall
Edwards (Pike)	Hawkins	Oliver	Van de Graff
Ellis (Elmore)	Holmes (Elmore)	Parker	Wilson

—32

Nays:

Messrs:			
Mr. Speaker	Deese	Long (Sumter)	Pittman
Adams	Dickson	Lynne	Preston
Alexander	Dunaway	Mathews (Clarke)	Reynolds
Allen	Edwards (Dallas)	Matthews (Wilcox)	Russell
Andrews	Gilbert	Milford	Seale
Bracken	Hall (Henry)	Mitchell	Shaw
Calvert	Harrison	Murphree	Tompkins
Carnley	Holmes (Baldwin)	McDonald	Trammell
Christian	Howle	McLeod	Waddell
Cliett	Ingram	Oakley	Whorton
Collins	Jones (Escambia)	Orr	Williams
Crump	Lawson	Partridge	Woodard
Dansby	Lee (Perry)		

—51

Mr. Baker offered the following amendment to the bill:

Amend section 1 of article 6 by striking out all of said section down to and including the words, "teaching experience," in line 4 and insert the following:

A county superintendent of education for every county shall be elected by the qualified electors thereof on the first Tuesday after the first Monday in November, 1920, and every fourth year thereafter. The term of office of the county superintendents shall commence on the first day of October next after their election, and they shall hold office for four years and until their successors shall qualify. No person shall be eligible to hold the office of county superintendent of education who has not attained the age of twenty-five years, who is not a resident citizen of the county when elected, who does not hold a first grade or life certificate, and who has not had at least three years experience as a teacher. Provided, however, that in case no one qualified to hold said office offers as a candidate for said office, the county board of education may fill said office as now provided by law.

Mr. Dickson moved to table the amendment offered by Mr. Baker, and the motion to table prevailed.

Yeas, 35; nays, 33.

Yeas:

Messrs:

Mr. Speaker	Cliett	Lee (Perry)	Russell
Alexander	Cobbs	Long (Sumter)	Seale
Allen	Collins	Longshore	Sparks
Andrews	Deese	Matthews (Wilcox)	Stoddard
Arnold	Dickson	Murphree	Trammell
Bracken	Dunaway	Oakley	Truss
Calvert	Holmes (Baldwin)	Orr	Van de Graff
Carnley	Jones (Marengo)	Partridge	Waddell
Christian	Lawson	Pittman	

—35

Nays:

Messrs:

Austin	Faulk	Lewis	Ross
Baker	Fletcher	Long (Butler)	Salter
Blunt	Graham (Clarke)	Lynne	Stewart
Brindley	Guy	Mathews (Clarke)	Tompkins
Clayton	Hall (Henry)	Milford	Tunstall
Dodson	Hall (Marion)	Mitchell	Whorton
Edwards (Pike)	Jones (Escambia)	McDonald	Williams
Ellis (Bullock)	Johnson	McLeod	Woodard
Ellis (Elmore)			

—33

Mr. Van de Graff offered the following amendment to the bill:

Amend section 6 of article 10, page 48, line 26, by striking out the words, "the county boards of education," and substituting therefor the following, "a board in the several counties to be known as the county equalizing school board, which shall be composed of the probate judge, the tax collector, and the circuit clerk of the county, the probate judge being chairman of the said board."

Amend section 7, page 49, line 5, by striking out the words, "The county board of education," and inserting in lieu thereof, "The county equalizing school board."

Mr. Faulk moved to table the amendment offered by Mr. Van de Graff, and the motion to table prevailed.

And the bill:

S. 470. To provide a complete educational system for the State of Alabama; to provide a public school fund; to provide for the administration of the public schools and create a State board of education and prescribe its powers and duties; to create county and city boards of education, to define their respective powers and duties, to provide for the payment of their necessary expenses and equipment, including furniture; to provide for the holding of elections for the one mill county tax on each dollar of taxable property under the Constitution of 1901; to provide for the holding of elections for the county tax of three mills or less on each dollar of taxable property under the amendment to the Constitution of 1901; to provide for the holding of elections for the district tax of three mills or less on each dollar of taxable property, and to prescribe the method of holding such elections; to prescribe the duties and powers of the State superintendent of education and to fix his compensation; to provide for the organization of the State department of education; to provide for the appointment of county superintendents of education, to define their duties and powers and to provide for their compensation; to provide for boards of school trustees; to provide for the appointment of city superintendents of education, to define their duties and powers, and to provide for their compensation; to provide for supervisors of schools in the various counties and cities, to fix their duties and powers, and provide for their compensation; to provide for the use of a bonus fund for counties levying and collecting a special county tax for school purposes, and to fix the amount in accordance with the rate of such special tax; to provide for a county treasurer of school funds; to provide for compulsory attendance upon the schools of the State within certain ages, to fix penalties, to provide for the appointment of attendance officers and to define their duties and fix their compensation and to provide the method of enforcing compulsory attendance within the ages prescribed; to provide for the certification of teachers, and to provide for the use of appropriations for the issuance of certificates and for the conduct of teachers' institutes, for the training of teachers in service, and provide the necessary clerical and other assistants; to provide financial assistance for the erection, repair and equipment of rural schoolhouses, and to prescribe the conditions under which

such assistance may be obtained; to provide for the sale and conveyance of certain lands that have been conveyed to the State for school purposes; to provide for rural libraries throughout the State, including the method by which assistance may be obtained; to provide for vocational education and for the use of appropriations therefor; to provide for the removal of illiteracy among adults as well as among minors, and for the use of appropriations therefor; to provide uniform textbooks throughout the State and to authorize the creation of a State textbook committee and to define its powers and duties; to provide for county high schools and prescribe the conditions under which such county high schools may obtain assistance from the State, and to authorize such county high schools to receive financial assistance from county boards of revenue, boards of education, school districts or private sources; to provide for county high school treasurers, to fix their bonds and prescribe their powers and duties and to provide for the payment of the premiums upon their bonds; to provide for county treasurers of school funds, to fix their bonds and prescribe their powers and duties and to provide for the payment of the premiums upon their bonds; to provide for changing the name of the nine branch agricultural schools and experiment stations, or district agricultural schools, and of the Northeast Alabama Agricultural and Industrial Institute to State secondary agricultural schools, to provide for their management and control and for their continuance upon the meeting of certain requirements and for the use of appropriations therefor; to provide for certain State normal schools and for their control and management and for the use of appropriations therefor; to provide for the creation of the Alabama School of Trades and Industry and for its control and management; to provide for changing the name of the Agricultural and Mechanical College for Negroes to Agricultural and Mechanical Institute for Negroes, and to provide for its management and control and for the use of appropriations therefor; to provide for changing the name of the school heretofore established at Montevallo as the Alabama Girls' Industrial School, later called the Alabama Girls' Technical Institute, to the name of the Alabama Technical Institute and College for Women; to create a board of trustees for each institute, to prescribe their powers and duties, their method of appointment, and length of service, and for the use of appropriations therefor; to provide for the management and control of the Alabama Polytechnic Institute, to define the powers and duties of the board of trustees, the method of appointment of such trustees, and for the use of appropriations to said institute; to provide for the management and control of the University of Alabama, to define

the duties and powers of the trustees, the method of appointment of such trustees, and for the use of appropriations to the University; to provide for a summer school at the University of Alabama and for the use of appropriations therefor; to create a State council of education and to prescribe its powers and duties; to provide for the management and control of the Alabama Institute for the Deaf; of the Alabama Academy for the Blind, and of the Alabama School for Negro Deaf and Blind, to create a board of trustees therefor and to provide for the method of their appointment and the length of service and for the use of appropriations therefor; to provide for the establishment and maintenance of the Alabama Boys' Industrial School, to provide for the management and control thereof, and for the appointment of a board of directors, to define their powers and duties and the method of committing boys thereto, and for the use of appropriations therefor; to provide for the maintenance and establishment of the Alabama school for Juvenile Negro Lawbreakers; to provide for the management and control thereof, and for the appointment of a board of directors, to define their powers and duties, and for the method of committing boys thereto, and for the use of appropriations for such school; to provide for the lease and sale of school lands in the State; to make certain requirements with reference to the bonds of officials and employees authorized under the provisions of this act; to require county and city boards of education to give regular instruction in all schools under their direction as to the nature of alcoholic drinks, tobacco and other narcotics; to require private, denominational and parochial schools to make reports; to provide penalties for the violation of the provisions of this act and to provide for the repeal of inconsistent laws enacted hereafter.

As amended, was read a third time at length and passed.

Yeas, 57; nays, 12.

Yeas:

Messrs:

Mr. Speaker	Dansby	Ingram	Pittman
Alexander	Deese	Jones (Escambia)	Russell
Allen	Dickson	Johnson	Salter
Andrews	Dodson	Lee (Butler)	Seale
Arnold	Dunaway	Lee (Perry)	Shaw
Austin	Edwards (Dallas)	Lewis	Sparks
Blunt	Fletcher	Long (Sumter)	Stoddard
Calvert	Gilbert	Longshore	Tompkins
Carnley	Guy	Lynne	Trammell
Christian	Hall (Henry)	Matthews (Wilcox)	Truss
Cliett	Hale	Murphree	Van de Graff
Cobbs	Holmes (Baldwin)	McLeod	Waddell
Collins	Holmes (Elmore)	Oakley	Williams
Crump	Howle	Parker	Woodard

*Nays:***Messrs:**

Baker	Faulk	Long (Butler)	McDonald
Brindley	Graham (Clarke)	Mathews (Clarke)	Ross
Edwards (Pike)	Jones (Marengo)	Milford	Whorton

—12

SPECIAL ORDER.

The House proceeded to the consideration of the special order, which was S. J. R. 126.

Mr. Orr moved to indefinitely postpone action on the resolution. **Mr. Lynne** moved the previous question on the motion of **Mr. Orr**, and the previous question was not ordered.

Yeas, 42; nays, 51.

*Yeas:***Messrs:**

Mr. Speaker	Collins	Ingram	Partridge
Adams	Crump	Jones (Marengo)	Preston
Arnold	Dansby	Long (Sumter)	Reynolds
Austin	Deese	Longshore	Russell
Baker	Dickson	Lynne	Shaw
Barganier	Ellis (Bullock)	Milford	Sparks
Bracken	Gilbert	Murphree	Trammell
Brindley	Hall (Marion)	McDonald	Whorton
Calvert	Harrison	McLeod	Wilson
Carnley	Holmes (Baldwin)	Orr	Woodard
Cobbs	Howle		

—42

*Nays:***Messrs:**

Albright	Ellis (Elmore)	Jones (Montgomery)	Ross
Alexander	Faulk	Johnson	Salter
Allen	Fletcher	Lawson	Simpson
Andrews	Graham (Autauga)	Lee (Butler)	Smith
Benners	Graham (Clarke)	Lee (Perry)	Stewart
Blunt	Guy	Lewis	Stoddard
Christian	Hall (Henry)	Long (Butler)	Tompkins
Clayton	Hale	Mathews (Clarke)	Truss
Cliett	Hardaway	Mathews (Wilcox)	Tunstall
Dodson	Hare	Moorer	Van de Graff
Dunaway	Hawkins	Oakley	Waddell
Edwards (Dallas)	Holmes (Elmore)	Oliver	Williams
Edwards (Pike)	Jones (Escambia)	Parker	

—51

PAIRS ANNOUNCED.

The following pairs were announced:

Yeas:

Mitchell,
Burns,
Seale,

Nays:

Sherrod,
Pittman,
Green

And the motion of Mr. Orr to indefinitely postpone action on the resolution was lost.

Yeas, 41; nays, 52.

Yeas:

Messrs:

Mr. Speaker	Collins	Howle	Partridge
Adams	Crump	Ingram	Preston
Arnold	Dansby	Jones (Marengo)	Reynolds
Austin	Deese	Long (Sumter)	Russell
Baker	Dickson	Longshore	Shaw
Barganier	Ellis (Bullock)	Lynne	Sparks
Bracken	Gilbert	Milford	Trammell
Brindley	Hall (Marion)	Murphree	Whorton
Calvert	Harrison	McDonald	Wilson
Carnley	Holmes (Baldwin)	Orr	Woodard
Cobbs			

—41

Nays:

Messrs:

Albright	Ellis (Elmore)	Jones (Montgomery)	Parker
Alexander	Faulk	Johnson	Ross
Allen	Fletcher	Lawson	Salter
Andrews	Graham (Autauga)	Lee (Butler)	Simpson
Benners	Graham (Clarke)	Lee (Perry)	Smith
Blunt	Guy	Lewis	Stewart
Christian	Hall (Henry)	Long (Butler)	Stoddard
Clayton	Hale	Mathews (Clarke)	Tompkins
Cliett	Hardaway	Matthews (Wilcox)	Truss
Dodson	Hare	Moorer	Tunstall
Dunaway	Hawkins	McLeod	Van de Graff
Edwards (Dallas)	Holmes (Elmore)	Oakley	Waddell
Edwards (Pike)	Jones (Escambia)	Oliver	Williams

—52

Mr. Tunstall offered the following substitute for S. J. R. 126:

Whereas, both houses of the sixty-sixth Congress of the United States of America by a constitutional majority of two-thirds thereof made the following proposition to amend the constitution of the United States of America, in the following words, to-wit:

Article —

The right of citizens of the United States to vote shall not be denied or abridged by the United States or by any State on account of sex,

Congress shall have power to enforce this article by appropriate legislation.

Therefore, be it resolved by the Legislature of the State of Alabama:

Section 1. That the said proposed amendment to the Constitution of the United States of America be, and the same is, hereby rejected by the Legislature of the State of Alabama.

Section 2. That certified copies of this preamble and joint resolution be forwarded forthwith by the governor of this State to the secretary of State at Washington, to the presiding officer of the United States Senate, and to the Speaker of the House of Representatives of the United States.

Mr. Orr moved to table the substitute offered by Mr. Tunstall and the motion was lost.

And the substitute was adopted.

Yeas, 59; nays, 31.

Yeas:

Messrs:

Albright	Edwards (Pike)	Johnson	Salter
Alexander	Ellis (Elmore)	Lawson	Simpson
Allen	Faulk	Lee (Butler)	Smith
Andrews	Fletcher	Lee (Perry)	Sparks
Benners	Graham (Autauga)	Lewis	Stewart
Blunt	Graham (Clarke)	Long (Butler)	Stoddard
Christian	Guy	Lynne	Tompkins
Clayton	Hall (Henry)	Mathews (Clarke)	Truss
Cliett	Hale	Matthews (Wilcox)	Tunstall
Cobbs	Hardaway	Moorer	Van de Graff
Collins	Hare	McLeod	Waddell
Dansby	Hawkins	Oakley	Whorton
Dodson	Holmes (Elmore)	Oliver	Williams
Dunaway	Jones (Escambia)	Parker	Woodard
Edwards (Dallas)	Jones (Montgomery)	Ross	

—59

Nays:

Messrs:

Mr. Speaker	Carnley	Holmes (Baldwin)	Partridge
Adams	Crump	Ingram	Preston
Arnold	Deese	Jones (Marengo)	Reynolds
Austin	Dickson	Long (Sumter)	Russell
Baker	Ellis (Bullock)	Longshore	Shaw
Barganier	Gilbert	Milford	Trammell
Brindley	Hall (Marion)	McDonald	Wilson
Calvert	Harrison	Orr	

—31

And S. J. R. 126, as amended by the substitute, was concurred in and adopted.

Yeas, 59; nays, 31.

Yeas:

Messrs:

Albright	Cobbs	Graham (Autauga)	Holmes (Elmore)
Alexander	Collins	Graham (Clarke)	Jones (Escambia)
Allen	Dodson	Guy	Jones (Montgomery)
Andrews	Dunaway	Hall (Henry)	Johnson
Benners	Edwards (Dallas)	Hall (Marion)	Lawson
Blunt	Edwards (Pike)	Hale	Lee (Butler)
Christian	Ellis (Elmore)	Hardaway	Lee (Perry)
Clayton	Faulk	Hare	Lewis
Cliett	Fletcher	Hawkins	Long (Butler)

Lynne	Oliver	Sparks	Van de Graff
Mathews (Clarke)	Parker	Stewart	Waddell
Mathews (Wilcox)	Ross	Stoddard	Whorton
Moorer	Salter	Tompkins	Williams
McLeod	Simpson	Truss	Woodard
Oakley	Smith	Tunstall	

—59

*Nays:**Messrs:*

Mr. Speaker	Carnley	Holmes (Baldwin)	Partridge
Adams	Crump	Ingram	Preston
Arnold	Dansby	Jones (Marengo)	Reynolds
Austin	Deese	Long (Sumter)	Russell
Baker	Dickson	Longshore	Shaw
Barganier	Ellis (Bullock)	Milford	Trammell
Brindley	Gilbert	McDonald	Wilson
Calvert	Harrison	Orr	

—31

Mr. Tunstall moved to reconsider the vote by which the resolution was adopted, and then moved to table his motion to reconsider and the motion to table prevailed.

RECESS.

On motion of Mr. Lynne, the House recessed until 3 o'clock P. M.

AFTERNOON SESSION.

The hour of 3 o'clock having arrived the House reconvened.

REPORT FROM COMMITTEE ON ENGROSSED BILLS.

Mr. Speaker:

Your Committee on Engrossed Bills begs leave to report that it has examined the following House bill:

H. 450. To amend section 3610 of the Code.

And finds same correct.

W. H. Stoddard,
Chairman.

The report was concurred in and adopted.

REPORT FROM COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your Committee on Enrolled bills begs leave to report that it has examined the following bills:

H. 167. To amend section 25 of an act entitled an act to prescribe the qualifications of jurors and regulate the selection,

drawing and summoning of jurors, and prescribe the qualifications and provide for the appointment of jury commissioners and clerks of such commissioners and regulate the empanelling of grand and petit juries in all the courts of this State, approved August 31st, 1909.

Also:

H. 667. To provide for establishing and holding circuit court at Haleyville, Winston county, Alabama; to fix the jurisdiction thereof, to regulate proceedings therein; to provide officers and juries, both grand and petit, for holding said court and for the transaction of the business thereof, and to regulate their duties; to provide for a register and deputy register, or clerk, for the equity side of said court and to prescribe and regulate their duties.

Also:

H. 712. To provide for the consolidation of adjacent or contiguous cities having each a population between four thousand and six thousand five hundred, according to the last preceding official and published Federal census, and to provide for the organization and officers of such consolidated city.

Also:

H. 780. To provide for and regulate equalities of right and the order of payment of claims legally chargeable against and payable out of the fine and forfeiture fund of Dale county at present in and hereafter accruing or coming into said fund.

Also:

H. 848. To detach the counties of Greene, Pickens and Sumter from the sixth judicial circuit, and attach said counties to the Marengo circuit; and fix the time for holding court in said counties, and to designate said circuit the 18th judicial circuit.

And finds same correctly enrolled.

Robt. F. Peters,
Chairman.

SIGNING OF BILLS.

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing report of the Committee on Enrolled Bills.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills and ordered same sent forthwith to the House without engrossment:

S. 728. To change the name of the Northeast Alabama Agricultural and Industrial Institute at Lineville and to make an appropriation for its maintenance and support.

S. 729. To change the name of each of the nine branch district agricultural schools and experiment stations and to make appropriations for their maintenance and support.

S. 730. To make an appropriation for the maintenance and supervision of county high schools.

S. 731. To make an appropriation to the State board of education.

S. 732. To make an appropriation for the erection, repair and equipment of rural schoolhouses.

S. 733. To amend section 1780 of the Code of Alabama of 1907.

S. 734. To make appropriations to the State department of education.

S. 735. To make an appropriation to Tuskegee Normal and Industrial Institute.

S. 736. To make an appropriation for the State Normal School for colored teachers located at Montgomery.

S. 738. To make an appropriation to the public schools.

S. 737. To make appropriations to the State normal schools for white teachers located at Florence, Jacksonville, Livingston, Troy, Daphne and Moundville.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees, as follows:

Ways, Means and Appropriations, S. 728, S. 729, S. 730, S. 731, S. 372, S. 733, S. 734, S. 735, S. 736, S. 738, S. 737.

BILL ON THIRD READING.

H. 820. For the relief of R. H. Hudson, of Robinson Springs, Alabama, and to appropriate and pay to him the sum of \$110.65.

Was read a third time at length and passed.

Yeas, 66; nays, 0.

Yeas:

Messrs:

Mr. Speaker
Albright
Alexander
Andrews

Arnold
Austin
Baker
Barganier

Blunt
Brindley
Calvert
Carnley

Christian
Clayton
Cliett
Cobbs

Collins	Guy	Long (Butler)	Robertson
Crump	Hall (Henry)	Long (Sumter)	Russell
Dansby	Hale	Longshore	Shaw
Dickson	Harrison	Lynne	Simpson
Dodson	Hawkins	Mathews (Clarke)	Sparks
Dunaway	Holmes (Baldwin)	Milford	Stoddard
Edwards (Dallas)	Howle	Mitchell	Tompkins
Ellis (Bullock)	Jones (Escambia)	Murphree	Truss
Ellis (Elmore)	Jones (Montgomery)	Oakley	Van de Graff
Faulk	Johnson	Orr	Waddell
Fletcher	Lawson	Partridge	Williams
Gilbert	Lee (Perry)	Preston	Wilson
Graham (Clarke)	Lewis		

—66

REPORT FROM COMMITTEE ON ENGROSSED BILLS.

Mr. Speaker:

Your Committee on Engrossed Bills begs leave to report that it has examined the following House bill:

H. 820. For the relief of R. H. Hudson, of Robinson Springs, Alabama, and to appropriate and pay to him the sum of \$110.65.

And finds same correct.

W. H. Stoddard,
Chairman.

The report of the committee was concurred in and adopted.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following joint resolution:

By Mr. Carmichael:

S. J. R. 147. Resolved by the Senate, the House concurring, That when the two houses adjourn today it be till Friday morning at 9 o'clock.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Tunstall, the House concurred in and adopted the Senate joint resolution set out in the above and foregoing message from the Senate.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and as amended has passed the following House bill:

H. 664. To provide for the printing and publication of the reports of the Supreme Court and the Court of Appeals of Alabama, and for the distribution or sale of same.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Lynne the House concurred in and adopted the Senate amendment to the bill, H. 664, said Senate amendment being as follows:

Amend section 2 of House bill No. 664 by adding at the end of said section the following:

"Provided that the report of each case shall contain and shall be prefaced by a statement of the facts of the case and by an abstract of the briefs filed therewith."

Yeas, 66; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Holmes (Baldwin)	Oakley
Albright	Dansby	Howle	Orr
Alexander	Dickson	Jones (Escambia)	Partridge
Andrews	Dodson	Jones (Montgomery)	Preston
Arnold	Dunaway	Johnson	Robertson
Austin	Edwards (Dallas)	Lawson	Russell
Baker	Ellis (Bullock)	Lee (Perry)	Shaw
Barganier	Ellis (Elmore)	Lewis	Simpson
Blunt	Faulk	Long (Butler)	Sparks
Brindley	Fletcher	Long (Sumter)	Stoddard
Calvert	Gilbert	Longshore	Tompkins
Carnley	Graham (Clarke)	Lynne	Truss
Christian	Guy	Matthews (Wilcox)	Van de Graff
Clayton	Hall (Henry)	Milford	Waddell
Cliett	Hale	Mitchell	Williams
Cobbs	Harrison	Murphree	Wilson
Collins	Hawkins		

—66

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has adopted the following House joint resolution:

H. J. R. 121. Opposes the passage of the Chamberlain-Kahn compulsory military service bill, and urges the Alabama delegation in Congress to secure the defeat of this measure.

And returns same herewith to the House.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted the amendment proposed by his excellency, the governor, to the bill:

H. 650. To provide for the appointment of bailiffs in circuits composed of only one county and having four or more judges, and having a sheriff serving on a salary basis, and to fix the compensation of such bailiffs and provide for its payment.

By a vote of a majority of the whole number elected to the Senate, said vote being Yeas, 21; nays, 0.

And returns said bill and governor's message herewith to the House.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills and ordered same sent forthwith to the House without engrossment:

S. 739. To amend section 692 of the Code of Alabama. (Making appropriation for the maintenance of the Geological Survey.)

S. 740. To amend an act to provide a stenographer for the Supreme Court reporter, to fix the salary of same and to make appropriations to pay such salary, approved April 24, 1911 (Acts 1911, p. 723).

S. 741. To amend section 5982, Code 1907.

S. 742. To amend section 5993, Code 1907, as amended by an act approved November 23, 1907.

S. 743. To amend section 52 of the Code of Alabama of 1907.

S. 499. To make an appropriation for the erection of a dormitory for the State normal school at Daphne, Alabama, and prescribing the conditions therefor.

S. 744. To amend section 79 of the Code of Alabama of 1907.

S. 745. To amend section 5992, Code 1907.

S. 746. To amend an act to better secure the administration of the financial affairs of the State in respect to expenditures and appropriations; and for that purpose to establish a State budget commission, and prescribe rules and regulations governing the same, approved February 11, 1919, by adding thereto a provision for the payment by the State for the services of the members of the State budget commission.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees, as follows:

Ways, Means and Appropriations, S. 739, S. 740, S. 741, S. 742, S. 743, S. 499, S. 744, S. 745, S. 746.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The President and presiding officer of the Senate having signed the following Senate bill, your signature thereto is requested.

S. 134. To provide for the organization or admission and the regulation and taxation of incorporated mutual insurance companies, other than life.

W. F. Miller,
Secretary.

SIGNING OF SENATE BILL.

The Speaker of the House in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bill, the title to which is set out in the above and foregoing message from the Senate.

CERTIFICATE OF CLERK.

To the House of Representatives:

I hereby certify that the bills hereinafter mentioned were delivered to the executive department on the dates and hours named and that I hold the receipts of the executive department for same:

September 15, 1919, 11:50 A. M.:

H. 383. To provide for the general revenue of the State of Alabama.

September 17, 1919, 10:15 A. M.:

H. 381. To authorize the court of county commissioners of DeKalb county, Alabama, to levy a special tax of three-twentieths of one per cent on all taxable property in DeKalb county for the purpose of repairing and maintaining the public roads of said county.

Also:

H. 701. To amend section 1 of an act to designate certain public roads of the State of Alabama as State trunk roads and to

provide the manner in which such roads shall be located, improved and maintained, approved September 10th, 1915.

Also:

H. 743. To vacate, close and annul as a public highway or street, that portion of 25th street, which lies between the northwest side of 7th alley and the southeast side of 8th avenue in the city of Bessemer, Alabama.

Also:

H. 427. To appropriate the sum of four hundred twenty-eight and 90/100 dollars, the relief of W. H. Jones, for overpayments of solicitor fees made by him to the State of Alabama as clerk of the circuit court of Covington county during the period from January 1st, 1905, to January 1st, 1916.

Also:

H. 880. To provide for the construction, maintenance and control of the public roads and bridges of all counties in the State of Alabama having a population of not less than 27,155 and not more than 27,200, by the last, or any subsequent Federal census; to further define the duties of the courts of county commissioners, or like governing bodies, of all such counties; to provide for the levy and collection of a vehicle license tax; to provide for the levy and collection of a per capita road tax in commutation of road duty; and to regulate the performance of road duty in such counties by the citizens thereof.

Also:

H. 579. To regulate and provide for the working, building, maintenance and upkeep of the public roads and bridges in Bibb county, Alabama, and prescribe manner and means of collecting and raising revenue and funds for the working, building, maintenance and upkeep of the public roads and bridges of and in Bibb county, Alabama; to regulate the public road and bridge affairs of Bibb county, Alabama; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect, and the manner and means of raising or collecting such funds, and to provide for the collection of a per capita road tax and for a license tax on all vehicles including vehicles propelled by animals, electricity, gasoline or other power whatsoever to be used for the maintenance, building, upkeep and repair of such roads and bridges and for the collection thereof.

Also:

H. 875. To authorize and empower the county of Marengo to issue its bonds, bearing interest at the rate of six per centum per annum, for the purpose of refunding its indebtedness, existing at the date of the approval of this act; to sell the same at not less than their face value; to regulate their issuance and sale,

and to repeal all laws in conflict with this act, in so far as the said county is concerned.

September 17, 1919, 4:30 P. M.:

H. 167. To amend section 25 of an act entitled an act to prescribe the qualifications of jurors and regulate the selection, drawing and summoning of jurors, and prescribe the qualifications and provide for the appointment of jury commissioners and clerks of such commissions and regulate the empanelling of grand and petit juries in all the courts of this State, approved August 31st, 1909.

Also:

H. 667. To provide for establishing and holding circuit court at Haleyville, Winston county, Alabama; to fix the jurisdiction thereof, to regulate proceedings therein; to provide officers and juries, both grand and petit, for holding said court and for the transaction of the business thereof, and to regulate their duties; to provide for a register and deputy register, or clerk, for the equity side of said court and to prescribe and regulate their duties.

Also:

H. 712. To provide for the consolidation of adjacent or contiguous cities having each a population between four thousand and six thousand five hundred, according to the last preceding official and published Federal census, and to provide for the organization and officers of such consolidated city.

Also:

H. 780. To provide for and regulate equalities of right and the order of payment of claims legally chargeable against and payable out of the fine and forfeiture fund of Dale county at present in and hereafter accruing or coming into said fund.

Also:

H. 848. To detach the counties of Greene, Pickens and Sumter from the sixth judicial circuit, and attach said counties to the Marengo circuit; and fix the time for holding court in said counties, and to designate said circuit the 18th judicial circuit.

Fred H. Gormley,
Clerk.

INDEFINITELY POSTPONED.

H. 774. To amend section 9 of an act entitled, "An act to further suppress the evils of intemperance; to restrict the receipt, possession and delivery of spirituous, vinous, malted, fermented or other intoxicating or prohibited liquors and beverages, and fixing punishments and penalties," approved January 25, 1919.

Was on motion of Mr. Ross indefinitely postponed.

REPORT OF CONFERENCE COMMITTEE.

On motion of Mr. Wilson, the House concurred in and adopted the conference report on the disagreement of the two houses on the House amendment to the bill, S. 12, said conference report being as follows:

We, the undersigned members of the Committee on Conference on S. 12, relating to pensions for Confederate soldiers, hereby recommend that the Senate concur in the House substitute of the bill as reported to the Senate from the House.

Watt T. Brown,
Charles McDowell,
Jno. T. Beale,
On part of the Senate.
J. C. Wilson,
A. P. Smith,
J. P. Preston,
On part of the House.

Yeas, 78; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Lawson	Robertson
Albright	Dickson	Lee (Butler)	Ross
Alexander	Edwards (Dallas)	Lee (Perry)	Russell
Allen	Edwards (Pike)	Lewis	Salter
Andrews	Ellis (Elmore)	Long (Butler)	Seale
Arnold	Faulk	Long (Sumter)	Shaw
Austin	Graham (Autauga)	Longshore	Simpson
Baker	Graham (Clarke)	Lynne	Smith
Blunt	Guy	Mathews (Clarke)	Sparks
Bracken	Hall (Henry)	Milford	Stoddard
Brindley	Hale	Mitchell	Tompkins
Burns	Hardaway	Murphree	Trammell
Calvert	Harrison	McDonald	Truss
Carnley	Hawkins	McLeod	Tunstall
Christian	Holmes (Baldwin)	Orr	Van de Graff
Clayton	Howle	Parker	Waddell
Cliett	Ingram	Partridge	Whorton
Cobbs	Jones (Escambia)	Peters	Williams
Collins	Jones (Montgomery)	Pittman	Wilson
Crump	Johnson	Preston	Woodard

—78

BILL ON THIRD READING.

H. 615. (With amendment.) To amend certain sections of the primary election law, being "An act to regulate primary elections in the State of Alabama," appearing in the printed acts of 1915 at pages 218 to 239 inclusive, by amending, to-wit: Sections 8, 9, 11, 12, 19, 20, 23, 32, 33, 36, 38, 39, 40, 41, 42, 43, 45, 49, 52 and 58 of said act.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Privileges and Elections, said amendment being as follows:

In section 9, line 11, strike out the typewritten word "twenty" and insert instead the word "fifteen" so as to have the secretary of State certify candidates' names to the probate judge in not less than fifteen days before the primary.

Amend last sentence in section 20 to read as follows:

Any watcher who shall violate any of the provisions of this act, and any person who shall pretend to be a watcher when he has not been appointed, and any person who shall impersonate a watcher, and any watcher who shall on election day either directly or indirectly electioneer or campaign with any elector or suggest how he shall vote, shall be guilty of a misdemeanor, and on conviction shall be fined not less than one hundred dollars nor more than one thousand dollars.

In section 33, just after the first words "county executive committee" in the sixteenth typewritten line, insert the words "or other governing body."

To section 39 add at its end the following ground of contest, viz:

7. Violation by any candidate of any of the provisions of this act or of what is known as the corrupt practices act, indicated in the printed Acts of 1915, at pages 250 to 257, inclusive.

And the amendment was adopted.

Yeas, 67; nays, 0.

Yeas:

Messrs:

Alexander	Deese	Johnson	Parker
Allen	Dickson	Lawson	Peters
Andrews	Dunaway	Lee (Butler)	Pittman
Arnold	Edwards (Dallas)	Lee (Perry)	Reynolds
Austin	Edwards (Pike)	Lewis	Ross
Baker	Ellis (Bullock)	Long (Sumter)	Russell
Blunt	Faulk	Longshore	Seale
Bracken	Graham (Autauga)	Lynne	Shaw
Brindley	Graham (Clarke)	Mathews (Clarke)	Simpson
Calvert	Guy	Matthews (Wilcox)	Sparks
Carnley	Hall (Marion)	Milford	Stoddard
Christian	Hale	Moorer	Truss
Cliett	Hardaway	Murphree	Van de Graff
Cobbs	Holmes (Elmore)	McDonald	Waddell
Collins	Howle	McLeod	Williams
Crump	Ingram	Oakley	Woodard
Dansby	Jones (Escambia)	Orr	

—67

Mr. Carnley offered the following amendment to the bill:
Amend section 8 by making the proviso part read as follows:

Provided, however, that in case of need a county committee of any county having by the last or a future census a population of 45,000 or more, shall have authority after resolution duly passed, to provide for furnishing meals and reasonably supplement the statutory pay, of election officers, but only when such resolution is passed, at least thirty days before it is known who are such officers.

And the amendment was adopted.

Yeas, 66; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Johnson	Parker
Albright	Dodson	Lawson	Peters
Alexander	Edwards (Dallas)	Lee (Butler)	Pittman
Andrews	Edwards (Pike)	Lewis	Preston
Arnold	Ellis (Elmore)	Long (Butler)	Robertson
Baker	Faulk	Long (Sumter)	Ross
Blunt	Graham (Autauga)	Longshore	Russell
Calvert	Graham (Clarke)	Lynne	Salter
Carnley	Hall (Henry)	Mathews (Clarke)	Simpson
Christian	Hall (Marion)	Matthews (Wilcox)	Sparks
Clayton	Hale	Moorer	Stoddard
Cliett	Hawkins	Murphree	Tompkins
Cobbs	Holmes (Baldwin)	McDonald	Van de Graff
Collins	Holmes (Elmore)	McLeod	Waddell
Crump	Ingram	Oakley	Wilson
Dansby	Jones (Escambia)	Orr	Woodard
Deese	Jones (Montgomery)		

—66

Mr. Carnley offered the following amendment to the bill:

Amend section 58 by making the proviso part read as follows: Provided that no assessments shall be made by a committee for any county having by the last or a future census a population of less than 45,000, and in larger counties such assessment shall not exceed 2% of one year's emoluments of the office sought, and for unremunerative or party office, it shall not exceed \$10.00 for one filled by the vote of a single county and if filled by the vote of a subdivision greater than one county, not over \$20.00, and if filled by the vote of the whole State it shall not exceed \$50.00.

And the amendment was adopted.

Yeas, 61; nays, 2.

Yeas:

Messrs:

Mr. Speaker	Bracken	Cobbs	Edwards (Dallas)
Alexander	Brindley	Collins	Edwards (Pike)
Allen	Calvert	Crump	Ellis (Elmore)
Arnold	Carnley	Dansby	Faulk
Baker	Christian	Deese	Graham (Clarke)
Blunt	Cliett	Dodson	Hall (Henry)

Hall (Marion)	Lewis	McLeod	Shaw
Hawkins	Long (Sumter)	Oakley	Simpson
Holmes (Baldwin)	Longshore	Parker	Sparks
Holmes (Elmore)	Lynne	Partridge	Tompkins
Howle	Mathews (Clarke)	Pittman	Van de Graff
Jones (Escambia)	Matthews (Wilcox)	Robertson	Whorton
Jones (Marengo)	Milford	Ross	Williams
Johnson	Mitchell	Russell	Wilson
Lawson	Murphree	Salter	Woodard
Lee (Perry)			

—61

Nays:

Messrs:

Ingram

McDonald

—2

Mr. Brindley offered the following amendment to the bill:

Amend section 20 by adding thereto the following, "All ballots shall be numbered on the back of the ballot before they are deposited in the ballot box and that a corresponding number thereof be placed by the election inspectors on a record to be kept for this purpose, which record shall be kept by the county probate judge to be open for inspection to the courts in event of a contest.

And the amendment was adopted.

Yeas, 61; nays, 5.

Yeas:

Messrs:

Mr. Speaker

Adams

Albright

Allen

Arnold

Austin

Blunt

Bracken

Brindley

Calvert

Carnley

Christian

Clayton

Cliett

Cobbs

Collins

Dansby

Deese

Dodson

Edwards (Dallas)

Edwards (Pike)

Ellis (Elmore)

Faulk

Graham (Autauga)

Graham (Clarke)

Hall (Henry)

Hall (Marion)

Hale

Hawkins

Holmes (Baldwin)

Holmes (Elmore)

Ingram

Jones (Escambia)

Jones (Montgomery)

Johnson

Lawson

Lee (Butler)

Lewis

Long (Sumter)

Longshore

Lynne

Mathews (Clarke)

Matthews (Wilcox)

Mitchell

Moorer

Murphree

McLeod

Oakley

Parker

Partridge

Peters

Pittman

Robertson

Ross

Seale

Shaw

Simpson

Smith

Stoddard

Van de Graff

Wilson

—61

Nays:

Messrs:

McDonald

Preston

Russell

Tompkins

Whorton

And the bill:

H. 615. To amend certain sections of the primary election law, being, "An act to regulate primary elections in the State of

Alabama," appearing in the printed acts of 1915 at pages 218 to 239 inclusive, by amending, to-wit: Sections 8, 9, 11, 12, 19, 20, 23, 32, 33, 36, 38, 39, 40, 41, 42, 43, 45, 49, 52 and 58 of said act.

As amended, was read a third time at length and passed.

Yeas, 66; nays, 3.

Yeas:

Messrs:

Mr. Speaker	Dansby	Jones (Montgomery)	Oakley
Albright	Deese	Johnson	Parker
Alexander	Dickson	Lawson	Partridge
Allen	Dodson	Lcc (Butler)	Pittman
Andrews	Dunaway	Lee (Perry)	Robertson
Baker	Ellis (Elmore)	Lewis	Ross
Blunt	Faulk	Long (Sumter)	Russell
Bracken	Fletcher	Longshore	Salter
Brindley	Graham (Clarke)	Lynne	Seale
Calvert	Hall (Henry)	Mathews (Clarke)	Shaw
Carnley	Hall (Marion)	Mathews (Wilcox)	Simpson
Christian	Hale	Mitchell	Smith
Clayton	Hawkins	Moorer	Sparks
Cliett	Holmes (Baldwin)	Murphree	Van de Graff
Cobbs	Holmes (Elmore)	McDonald	Williams
Collins	Ingram	McLeod	Woodard
Crump	Jones (Escambia)		

—66

Nays:

Messrs:

Preston	Tompkins	Whorton
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—3

UNFINISHED BUSINESS.

The House proceeded to the consideration of the unfinished business, which was the bill:

H. 583. To revise and improve the public health laws of Alabama by amending article 1 of chapter 22 of the Code of Alabama of 1907 and sections 1632 and 1636 of said Code.

The question was upon the adoption of the substitute reported by the Standing Committee on Public Health, said substitute being set out in full in the Journal of the forty-fifth legislative day.

Mr. Long of Butler offered the following amendment to the substitute:

Amend by striking out the figures (\$100,000) one hundred thousand dollars; (\$125,000) one hundred and twenty-five thousand dollars; (\$150,000) one hundred and fifty thousand dollars, where they appear in section 733, page 44, and insert in lieu thereof the figures "(\$50,000), fifty thousand dollars."

Mr. Sparks moved to table the amendment and the motion to table prevailed.

Yeas, 48; nays, 28.

Yeas:

Messrs:

Mr. Speaker	Dansby	Long (Sumter)	Seale
Adams	Deese	Longshore	Shaw
Alexander	Dickson	Lynne	Sparks
Allen	Dunaway	Matthews (Wilcox)	Stoddard
Andrews	Graham (Autauga)	Murphree	Tompkins
Arnold	Hawkins	McLeod	Trammell
Bracken	Holmes (Baldwin)	Oakley	Tunstall
Carnley	Ingram	Partridge	Van de Graff
Christian	Jones (Marengo)	Peters	Waddell
Cliett	Lawson	Pittman	Williams
Cobbs	Lee (Perry)	Preston	Wilson
Collins	Lewis	Salter	Woodard

—48

Nays:

Messrs:

Baker	Guy	Jones (Montgomery)	Moorer
Calvert	Hall (Henry)	Johnson	McDonald
Edwards (Pike)	Hall (Marion)	Lee (Butler)	Parker
Ellis (Bullock)	Hale	Long (Butler)	Robertson
Ellis (Elmore)	Hardaway	Mathews (Clarke)	Simpson
Faulk	Howle	Milford	Smith
Graham (Clarke)	Jones (Escambia)	Mitchell	Whorton

—28

Mr. Holmes of Baldwin offered the following amendment to the substitute:

To amend section 3 of the substitute by striking therefrom in line 20 of section 77, page 2, the words "and ex officio chairman."

And the amendment to the substitute was adopted.

Mr. Holmes of Baldwin offered the following amendment to the substitute:

To amend section 7 of the substitute bill by inserting after the word "abolished," page 7, line 11, section 706, subdivision 1, subsection 1, the words "to take effect January 1, 1920."

And the amendment to the substitute was adopted.

Mr. Holmes of Baldwin offered the following amendment to the substitute:

Amend section 20 by striking therefrom lines 14, 15, 16, 17, 18, 19, 20, and 21, page 44, of substitute bill, and inserting in lieu thereof the following:

733. Appropriations.—The following appropriations are hereby made to the State board of health (1) the sum of eight thousand (\$8,000) dollars, payable September 30, 1919, which sum of money is hereby appropriated for the purpose of repaying money already expended by the State health officer in establishing venereal clinics, and in forwarding State health work in other necessary directions; provided, however, that this appropriation shall not be held to include or supercede the balance of

the regular appropriation for the fiscal year ending September 30, 1919; (2)

And the amendment to the substitute was adopted.

Mr. Holmes of Baldwin offered the following amendment to the substitute:

Amend section 20 by striking from lines 22 and 23 the words "one hundred thousand dollars (\$100,000.00)" and substitute therefor the words "ninety thousand dollars."

And the amendment to the substitute was adopted.

Mr. Van de Graff offered the following amendment to the substitute:

Amend subdivision 6 of section 5 by adding the word "knowingly" after the word person to the fifth (5th) line on page 4.

And the amendment to the substitute was adopted.

Mr. Ross offered the following amendment to the substitute:

Amend section 5 on line 17 by inserting immediately following the word "prisons" the following, viz: "stockades where convicts are kept."

And the amendment to the substitute was adopted.

Mr. Van de Graff offered the following amendment to the substitute:

Amend subdivision 1 of section 703 by inserting the word "knowingly" before the word "violating" in the 5th line on page 5 of the bill as printed.

And the amendment to the substitute was adopted.

Mr. Baker offered the following amendment to the substitute:

Amend subsection 2 of section 9 by striking out the word "shall" wherever it occurs in said subsection and insert in lieu thereof the words "may in its discretion."

And the amendment to the substitute was adopted.

And the substitute as amended was adopted.

Yeas, 67; nays, 3.

Yeas:

Messrs:

Mr. Speaker

Adams

Allen

Arnold

Baker

Brindley

Carnley

Clayton

Cliett

Cobbs

Collins

Crump

Dansby

Dickson

Dunaway

Edwards (Dallas)

Edwards (Pike)

Ellis (Bullock)

Faulk

Gilbert

Graham (Autauga)

Graham (Clarke)

Hall (Henry)

Hall (Marion)

Hale

Harrison

Hawkins

Holmes (Baldwin)

Howle

Ingram

Jones (Escambia)

Jones (Montgomery)

Johnson

Lawson

Lee (Butler)

Lee (Perry)

Lewis

Long (Sumter)

Longshore

Lynne

Matthews (Wilcox)

Mitchell

Murphree

McLeod

Oakley

Orr

Partridge

Peters

Pittman

Preston

Robertson

Russell

Seale	Stewart	Tunstall	Williams	
Shaw	Stoddard	Van de Graff	Wilson	
Simpson	Tompkins	Waddell	Woodard	
Sparks	Trammell	Whorton		—67

Nays:

Messrs:			
Calvert	Long (Butler)	Milford	—3

And the bill:

H. 583. To revise and improve the public health laws of Alabama by amending article 1 of chapter 22 of the Code of Alabama of 1907 and sections 1632 and 1636 of said Code.

As amended by the substitute, as amended, was read a third time at length and passed.

Yeas, 42; nays, 37.

Yeas:

Messrs:			
Mr. Speaker	Dansby	Lewis	Salter
Andrews	Dickson	Long (Sumter)	Seale
Arnold	Gilbert	Lynne	Shaw
Bracken	Graham (Autauga)	Matthews (Wilcox)	Sparks
Carnley	Hall (Henry)	Murphree	Stoddard
Christian	Hale	McLeod	Tompkins
Clayton	Hawkins	Partridge	Trammell
Cliett	Holmes (Baldwin)	Peters	Tunstall
Cobbs	Ingram	Robertson	Waddell
Collins	Lawson	Russell	Williams
Crump	Lee (Perry)		

—42

Nays:

Messrs:			
Adams	Ellis (Elmore)	Long (Butler)	Reynolds
Albright	Graham (Clarke)	Longshore	Simpson
Alexander	Hall (Marion)	Mathews (Clarke)	Smith
Baker	Hardaway	Milford	Stewart
Brindley	Harrison	Mitchell	Truss
Calvert	Howle	McDonald	Van de Graff
Dodson	Jones (Montgomery)	Orr	Whorton
Edwards (Dallas)	Johnson	Parker	Wilson
Edwards (Pike)	Lee (Butler)	Pittman	Woodard
Ellis (Bullock)			

—37

PAIRS ANNOUNCED.

The following pairs were announced:

Yeas:	Nays:
Oakley,	Faulk,
Jones of Marengo,	Ross,
Dunaway,	Oliver.

On motion of Mr. Tunstall the bill, H. 583, was ordered sent forthwith to the Senate without engrossment.

RECESS.

The House on motion of Mr. Tunstall recessed until 8:30 P. M.

NIGHT SESSION.

The hour of 8:30 having arrived the House reconvened.

PROTEST FILED.

Mr. Van de Graff filed the following protest and the same was ordered spread upon the Journal, as follows:

PROTEST.

Against the Revenue Bill of 1919, Otherwise Known as House
Bill No. 383.

The undersigned members of the House of Representatives of the Legislative Department of the State of Alabama, hereby dissent from the enactment of the revenue bill of 1919, introduced as House bill No. 383, and protest against it as injurious to the public welfare for the following reasons, to be entered upon the Journal of the House under the provisions of section 55 of the Constitution of Alabama:

First: The said bill did not truly "originate in the House of Representatives," as required by the Constitution, but in substance and effect took its origin in the so-called budget commission of the executive department, made up of the governor, the State auditor and the attorney general, attempted to be created by the act approved February 11, 1919, which under the specious guise of seeking the co-ordination of State-expenditure with State-revenue, attempts to give to that executive board, if supported by a minority possibly of less even than one-third of the members elected to either of the two branches of the legislative department, power to control the most important of all legislative functions—that of making and fixing the amount of appropriations—in violation of the fundamental principle of representative government, that a majority shall determine all legislative action except as otherwise provided by constitutional limitation; and in violation also of the express provision of section 43 of the Constitution of Alabama, that "the executive shall never exercise the legislative and judicial power, or either of them; to the end that it may be a government of laws and not of men."

Second: The original passage of the bill through the House was accompanied, and in the belief of the undersigned, only procured, by the persistent pressure of executive influence exercised upon the individual members of the legislature, and the so-called "administration majority," through personal solicitations and appeals and otherwise, contrary to the spirit if not to the letter of the provisions of the Constitution; and it was finally "jammed through" without any opportunity being allowed for the offer or consideration of any substitute or alternative measure, by the moving of the previous question cutting off amendment and debate, although no general debate had been allowed in committee within ten minutes after the bill was reported to a House worn out by many hours of continuous session in committee, and reduced in number to a little more than a bare quorum.

Third: The concurrence of the House of Representatives in the more than one hundred amendments to the bill made by the Senate was voted upon motion of the Speaker without any reconsideration of the previous unanimous vote not to concur; and both the vote to non-concur and that to concur were taken when the members of the House had no other than hearsay information as to the nature and effect of the amendments. No separate consideration of the many amendments made by the Senate was ever allowed in the House; the amendments were never even read to the House; no instructions were ever given to the conferees appointed by the Speaker to consider them; no report was made by the conference committees except of the fact of their inability to agree; and concurrence was induced by a certain unprecedented communication from a number of individual members of the Senate, and certain other unprecedented communications had between the governor and the Speaker, who did not in such communications represent the House officially, and who was not in accord with the views of a majority of its members on the two principal matters of difference between the House and Senate.

Fourth: The bill continues and extends that system of indirect taxation taking its origin in privilege or occupation taxes, uncontrolled by any constitutional limitation, which though of comparatively recent development in the revenue legislation of Alabama had already become burdensome to its business, and repressive of its industry—taxes laid upon the citizen's means of earning a living; taxes, which when they are passed on to the consumer, customer, client or patient, are like tariff taxes paid in ignorance; and like tariff taxes apportioned neither to the possessions nor the ability to pay of the payers, but to the measure of their consumption, their needs, or even their misfortunes;

taxes which were admitted in the Committee of the Whole, as in that on Ways and Means, by the member who introduced the bill, to be "unsound, unequal, unjust and unfair."

Fifth: The bill violates section 214 of the Constitution providing that "the Legislature shall not have the power to levy in any one year a greater rate of taxation than sixty-five one-hundredths of one per centum on the value of the taxable property within the State," in that after having levied a tax at the said maximum rate upon coal and iron-ore bearing lands along with all other lands, it proceeds to impose under the guise of an occupation or privilege tax on the business of mining, a tax of two cents on each ton mined in the case of coal, and of three cents in the case of iron-ore—the coal and the iron ore being that content or element of the coal and ore lands respectively, which is the chief if not the only basis of their value; and the payment of the tax—in the case of coal—not less than twenty per cent of its value as it lies in the ground—being made a condition to any beneficial use of his property by the owner, and the tax thus in its final analysis and true effect, made cumulative property tax, and grossly excessive of the rate fixed by the Constitution.

Sixth: The bill is unconstitutional in that it disregards the imperative mandate of section 260 of the Constitution providing for "a special annual tax of thirty cents on each one hundred dollars of taxable property in this State, which the Legislature shall levy," and which "shall be applied to the support and maintenance of the public schools," whereas the special tax levied by the bill is only eighteen cents on each hundred dollars of taxable property in this State; and the public schools, and the children dependent for education upon them, are thus deprived of two-fifths of the special minimum provision made for them by the Constitution, and intended to be placed by the Constitution beyond the power of any Legislature to reduce in its amount.

Seventh: The bill retains the vicious feature first introduced into Alabama's revenue system by the Legislature of 1911, fixing the assessment value of property at sixty per cent of its true, or real market value. This is in its fundamental folly—the continuance of a wrong which is the source and assigned excuse for many others. It is impossible for any open-minded man—layman or lawyer—to read the limitations upon the taxing power imposed by our Constitution, and believe that the possibility of any such legislation ever crossed the minds of its makers. The amount of all taxation is the product of two factors—the value of the property and the rates. Restriction of the taxing power was the controlling purpose of the Constitution of 1875. It remained

so important in the minds of the Legislature which called the Constitutional Convention of 1901 that there was incorporated in its call the proviso—not binding, but none the less observed by the Convention—that the new Constitution should not raise the rates of taxation fixed by the old. These rates had been fixed low—so low that in the case of municipalities some exceptions were made even in the Constitution of 1875 itself. They were intended to be applied to a fixed, and not to a changeable case—to the true value—the one hundred per cent value—of the taxable property in the State. If the Legislature of 1911 or any other Legislature desired to lower taxation it should have lowered the rate, not the assessment or taxation value of property. The Legislature of 1915, seeking to meet the need of the public schools for an increase of the funds available for their support, submitted to the people, and the people, adopted, constitutional amendments authorizing an increased tax rate by both counties and school districts. This Legislature, also asked for an increased appropriation for schools, has already voted to submit another constitutional amendment doubling the rate of possible taxation by the county for road improvements; and it is soon to vote upon another raising the rate in the same measure for a number of our cities. The Legislature of 1915, and this Legislature also, should have raised the assessment or taxation value of property—to the one hundred per cent level which is entirely within its power, if not indeed, as believed by many, required by the Constitution—rather than have submitted constitutional amendments to increase the rate of possible taxation, which increased rate may be hereafter applied to the hundred per cent base of property values which may be voted by any subsequent Legislature so desiring. To have done this could have worked no injustice, as it has been universally conceded that property is now generally assessed at little more than half of the sixty per cent valuation required by the present law. A horizontal increase by statutory enactment based upon the present assessed value would have yielded the desired increase of revenue from direct property taxes without expense, without extending indirect taxation, and without the creation of sixty-nine new appointive officers, who under another name and upon salaries ranging from fifteen hundred dollars per year in the poorest up to forty-four hundred dollars in the wealthiest of our counties, are intended to do the work which made the name of back-tax commissioner odious. It it were really feared that existing inequalities in assessment would have been thus increased, equalization could have been had as under this statute, or perhaps preferably through an equalization board made up of the tax-

assessor, elected by the people to do the service which gives name to his office; and two other members, one appointed by the governor, or State tax commission, to represent the State; and the other, appointed by the commissioners' court, to represent the county.

A. S. Van de Graff,
A. P. Smith,
J. H. Edwards,
Thos. W. Oliver,
Jas. H. Hardaway,
Jeff D. Clayton,
N. E. Stewart,
J. C. Arnold,

Augustus Benners,
J. Lee Long,
Walter B. Jones,
T. S. Faulk,
S. W. Hawkins,
J. D. Truss,
H. C. Ellis.

BILLS ON THIRD READING.

H. 803. To regulate and provide for the payment of claims against the fine and forfeiture fund of Autauga county, Alabama.

Was read a third time at length and passed.

Yeas, 60, nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

H. 1066. To alter, extend or re-arrange the boundary lines of the corporate limits of the town of Brighton, Alabama.

Was read a third time at length and passed.

Yeas, 60, nays, 0.

Yeas:

Messrs:

Mr. Speaker	Andrews	Calvert	Cobbs
Adams	Arnold	Carnley	Collins
Alexander	Baker	Clayton	Dansby
Allen	Brindley	Cliett	Dickson

Dunaway	Holmes (Baldwin)	Lynne	Shaw
Edwards (Dallas)	Howle	Mathews (Clarke)	Smith
Ellis (Bullock)	Ingram	Milford	Sparks
Faulk	Jones (Montgomery)	Murphree	Tompkins
Gilbert	Johnson	McLeod	Truss
Graham (Clarke)	Lawson	Parker	Tunstall
Hall (Henry)	Lee (Butler)	Partridge	Van de Graff
Hall (Marion)	Lewis	Pittman	Whorton
Hardaway	Long (Butler)	Preston	Williams
Harrison	Long (Sumter)	Ross	Wilson
Hawkins	Longshore	Russell	Woodard

—60

H. 903. For the relief of Robert Thrasher.
Was read a third time at length and passed.
Yeas, 60, nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

S. 288. (With amendment.) To amend an act entitled an act to designate certain public roads of the State of Alabama, as State trunk roads, and to provide the manner in which such roads shall be located, improved and maintained.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Public Roads and Highways, said amendment being as follows:

Amend Senate bill No. 288 by describing the route of trunk road number 10, so as to read as follows:

"Road number 10. That certain road described as beginning at Columbia, Alabama, extending to Ozark, Brundidge, Troy, Ohio, Pine Level, Montgomery, Wetumpka, Equality, Nixburg and Goodwater."

And the amendment was adopted.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

And the bill:

S. 288. To amend an act entitled an act to designate certain public roads of the State of Alabama, as State trunk roads, and to provide the manner in which such roads shall be located, improved and maintained.

As amended, was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

H. 1046. To amend section 1 of an act entitled, "An act to provide for the election of a solicitor for each judicial circuit in the State; to fix his compensation; authorize the appointment or election of deputy solicitors and assistant solicitors, prescribe their duties and authority, and fix their compensation," approved September 25, 1915.

Was read a third time at length and passed.

Yeas, 62, nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

S. 461. To designate a certain public road of Alabama as a State trunk road, and to provide the means by which such State trunk road shall be improved and maintained.

Was read a third time at length and passed.

Yeas, 60, nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

S. 479. To regulate and fix the compensation of witnesses before the grand jury and in all cases in the county court and circuit court of Clarke county.

Was read a third time at length and passed.

Yeas, 60, nays, 0.

Yeas:

Messrs:

Mr. Speaker	Allen	Baker	Carnley
Adams	Andrews	Brindley	Clayton
Alexander	Arnold	Calvert	Cliett

Cobbs	Hardaway	Long (Sumter)	Russell
Collins	Harrison	Longshore	Shaw
Dansby	Hawkins	Lynne	Smith
Dickson	Holmes (Baldwin)	Mathews (Clarke)	Sparks
Dunaway	Howle	Milford	Tompkins
Edwards (Dallas)	Ingram	Murphree	Truss
Ellis (Bullock)	Jones (Montgomery)	McLeod	Tunstall
Faulk	Johnson	Parker	Van de Graff
Gilbert	Lawson	Partridge	Whorton
Graham (Clarke)	Lee (Butler)	Pittman	Williams
Hall (Henry)	Lewis	Preston	Wilson
Hall (Marion)	Long (Butler)	Ross	Woodard

—60

S. 346. To authorize sheriffs of counties having a population of not less than 30,815 nor more than 30,915, according to the Federal census of 1910, to employ jailors, and to prescribe their duties and fix their salaries.

Was taken up. Mr. Dodson offered the following amendment to the bill:

Amend by adding after the words "the Federal census of 1910," the following: "or any subsequent Federal census."

And the amendment was adopted.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

And the bill:

S. 346. To authorize sheriffs of counties having a population of not less than 30,815 nor more than 30,915, according to the Federal census of 1910, to employ jailors, and to prescribe their duties and fix their salaries.

As amended, was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

H. 1040. To authorize and direct the sheriffs of all counties having a population of not less than 26,940 nor more than 27,000, according to the last Federal census or any subsequent census, to employ a janitor to keep the jail and grounds of said jails in a cleanly and sanitary condition; and to authorize and direct the boards of revenue or commissioners courts of said counties to pay the monthly salaries of said janitors by warrants issued therefor by the said boards of revenue or like governing bodies.

Was taken up. Mr. Longshore offered the following amendment to the bill:

Amend by adding the words "or deputy" after the word janitor wherever the same appears in the caption or bill.

And the amendment was adopted.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

And the bill:

H. 1040. To authorize and direct the sheriffs of all counties having a population of not less than 26,940 nor more than 27,000 according to the last Federal census or any subsequent census, to employ a janitor to keep the jail and grounds of said jails in a cleanly and sanitary condition; and to authorize and direct the boards of revenue or commissioners court of said counties to pay the monthly salaries of said janitors by warrants issued therefor by the said boards of revenue or like governing bodies.

As amended, was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

And the bill was ordered sent to the Senate without engrossment.

H. 80. To provide for jury commissioners for the various counties of this State, define their duties and fix their compensation.

Was taken up. Mr. Graham of Clarke offered the following amendment to the bill:

Provided the provisions of this act shall apply only to counties having not less than 30,975 nor more than 31,000 according to the last Federal census.

And the amendment was adopted.

Yeas, 60, nays, 0.

Yeas:

Messrs:

Mr. Speaker	Baker	Cobbs	Ellis (Bullock)
Adams	Brindley	Collins	Faulk
Alexander	Calvert	Dansby	Gilbert
Allen	Carnley	Dickson	Graham (Clarke)
Andrews	Clayton	Dunaway	Hall (Henry)
Arnold	Cliett	Edwards (Dallas)	Hall (Marion)

Hardaway	Lee (Butler)	McLeod	Sparks
Harrison	Lewis	Parker	Tompkins
Hawkins	Long (Butler)	Partridge	Truss
Holmes (Baldwin)	Long (Sumter)	Pittman	Tunstall
Howle	Longshore	Preston	Van de Graff
Ingram	Lynne	Ross	Whorton
Jones (Montgomery)	Mathews (Clarke)	Russell	Williams
Johnson	Milford	Shaw	Wilson
Lawson	Murphree	Smith	Woodard

—60

And the bill:

H. 80. To provide for jury commissioners for the various counties of this State, define their duties and fix their compensation.

As amended, was read a third time at length and passed.

Yeas, 60, nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dodson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

The bill was ordered sent to the Senate without engrossment.

H. 324. To provide a fund for support of a law library for the circuit court in counties of two hundred thousand or more inhabitants, without appropriations from the State or county treasury.

Was read a third time at length and passed.

Yeas, 60, nays, 0.

Yeas:

Messrs:

Mr. Speaker	Calvert	Dunaway	Hardaway
Adams	Carnley	Edwards (Dallas)	Harrison
Alexander	Clayton	Ellis (Bullock)	Hawkins
Allen	Cliett	Faulk	Holmes (Baldwin)
Andrews	Cobbs	Gilbert	Howle
Arnold	Collins	Graham (Clarke)	Ingram
Baker	Dansby	Hall (Henry)	Jones (Montgomery)
Brindley	Dickson	Hall (Marion)	Johnson

Lawson	Mathews (Clarke)	Preston	Truss
Lee (Butler)	Milford	Ross	Tunstall
Lewis	Murphree	Russell	Van de Graff
Long (Butler)	McLeod	Shaw	Whorton
Long (Sumter)	Parker	Smith	Williams
Longshore	Partridge	Sparks	Wilson
Lynne	Pittman	Tompkins	Woodard

—60

H. 913. To provide for the payment of the expenses and compensation of a guard incurred in bringing back to the State of Alabama from Little Rock, Arkansas, L. W. Griffith, a fugitive from justice, charged under proces process with the charge of burglary and grand larceny; and brought back to Alabama under due and legal authority and requisition of the governor of Alabama.

Was read a third time at length and passed.

Yeas, 60, nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

H. 821. To validate payments heretofore made by county authorities for cattle tick eradication and all debts contracted and warrants issued heretofore for vats and other expenses of tick eradication.

Was read a third time at length and passed.

Yeas, 60, nays, 0.

Yeas:

Messrs:

Mr. Speaker	Brindley	Dansby	Graham (Clarke)
Adams	Calvert	Dickson	Hall (Henry)
Alexander	Carnley	Dunaway	Hall (Marion)
Allen	Clayton	Edwards (Dallas)	Hardaway
Andrews	Cliett	Ellis (Bullock)	Harrison
Arnold	Cobbs	Faulk	Hawkins
Baker	Collins	Gilbert	Holmes (Baldwin)

Howle	Long (Sumter)	Partridge	Tompkins
Ingram	Longshore	Pittman	Truss
Jones (Montgomery)	Lynne	Preston	Tunstall
Johnson	Mathews (Clarke)	Ross	Van de Graff
Lawson	Milford	Russell	Whorton
Lee (Butler)	Murphree	Shaw	Williams
Lewis	McLeod	Smith	Wilson
Long (Butler)	Parker	Sparks	Woodard

—60

H. 524. For the relief of Honor McNicholas, John Muldowney, Mary Muldowney Walsh, Martin J. Muldowney, Andrew George Muldowney and Nora Muldowney O'Hara.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Ways, Means and Appropriations, said amendment being as follows:

House bill No. 524 be and the same is hereby amended by adding to section II thereof the following: Provided, that the probate judge of Hale county, Alabama, shall set a day to hear and consider the evidence for and against the claims of the persons mentioned in Section I of this act, of which hearing the attorney general of the State of Alabama shall have at least ten days' notice, and said probate judge shall render a decree in accordance with his findings, determining whether or not the said claimants are six, of a total of ten, of the legal heirs and next of kin of the said George Delaney, deceased; and in the event said decree should find that the said claimants are six, of a total of ten, of the legal heirs and next of kin of the said George Delaney, deceased, then upon delivering a certified copy of said decree to the said auditor, the said warrants shall be so drawn, but in the event said decree should find and determine that the said claimants are not six, of a total of ten, of the legal heirs and next of kin of the said George Delaney, deceased, then no warrants shall issue.

And the amendment was adopted.

Yeas, 60, nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Hardaway	Long (Sumter)
Adams	Collins	Harrison	Longshore
Alexander	Dansby	Hawkins	Lynne
Allen	Dickson	Holmes (Baldwin)	Mathews (Clarke)
Andrews	Dunaway	Howle	Milford
Arnold	Edwards (Dallas)	Ingram	Murphree
Baker	Ellis (Bullock)	Jones (Montgomery)	McLeod
Brindley	Faulk	Johnson	Parker
Calvert	Gilbert	Lawson	Partridge
Carnley	Graham (Clarke)	Lee (Butler)	Pittman
Clayton	Hall (Henry)	Lewis	Preston
Cliett	Hall (Marion)	Long (Butler)	Ross

Russell
Shaw
Smith

Sparks
Tompkins
Truss

Tunstall
Van de Graff
Whorton

Williams
Wilson
Woodard

—60

And the bill:

H. 524. For the relief of Honor McNicholas, John Muldowney, Mary Muldowney Walsh, Martin J. Muldowney, Andrew George Muldowney and Nora Muldowney O'Hara.

As amended, was read a third time at length and passed.

Yeas, 60, nays, 0.

Yeas:

Messrs:

Mr. Speaker
Adams
Alexander
Allen
Andrews
Arnold
Baker
Brindley
Calvert
Carnley
Clayton
Cliett
Cobbs
Collins
Dansby

Dickson
Dunaway
Edwards (Dallas)
Ellis (Bullock)
Faulk
Gilbert
Graham (Clarke)
Hall (Henry)
Hall (Marion)
Hardaway
Harrison
Hawkins
Holmes (Baldwin)
Howle
Ingram

Jones (Montgomery)
Johnson
Lawson
Lee (Butler)
Lewis
Long (Butler)
Long (Sumter)
Longshore
Lynne
Mathews (Clarke)
Milford
Murphree
McLeod
Parker
Partridge

Pittman
Preston
Ross
Russell
Shaw
Smith
Sparks
Tompkins
Truss
Tunstall
Van de Graff
Whorton
Williams
Wilson
Woodard

—60

The bill was ordered sent to the Senate without engrossment.

H. 596. To provide a means whereby the county board of education may be required to arrange for the opening of the county high school on written petition signed by a majority of the patrons of the county high school living outside of the incorporated town as shown by the records in the office of the county high school for the next preceding year.

Was read a third time at length and passed.

Yeas, 60, nays, 0.

Yeas:

Messrs:

Mr. Speaker
Adams
Alexander
Allen
Andrews
Arnold
Baker
Brindley
Calvert
Carnley
Clayton

Cliett
Cobbs
Collins
Dansby
Dickson
Dunaway
Edwards (Dallas)
Ellis (Bullock)
Faulk
Gilbert
Graham (Clarke)

Hall (Henry)
Hall (Marion)
Hardaway
Harrison
Hawkins
Holmes (Baldwin)
Howle
Ingram
Jones (Montgomery)
Johnson
Lawson

Lee (Butler)
Lewis
Long (Butler)
Long (Sumter)
Longshore
Lynne
Mathews (Clarke)
Milford
Murphree
McLeod
Parker

Partridge	Russell	Tompkins	Whorton
Pittman	Shaw	Truss	Williams
Preston	Smith	Tunstall	Wilson
Ross	Sparks	Van de Graff	Woodard

—60

H. 965. To amend an act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained, enacted by the Legislature of Alabama, approved September 10th, 1915.

Was taken up. Mr. Brindley offered the following amendment to the bill:

Amend House bill number 965 by substituting for section 1 therefor after the words "that" the following: Begin at Whitesburg on Tennessee river then via Lacy Springs to Valhermoosa Springs and there to fork, one branch or prong to go by Grantland bridge on Decatur and Valhermoosa road and intersect Decatur and Somerville Pike at Crow's store; thence along said pike to Decatur where it will intersect with the State highway number 4 leading west from Decatur. The other branch or prong to go on and over the county highway leading from Valhermoosa by way of Wallace bridge to Hartselle; thence through Danville in Morgan county and on to Moulton in Lawrence county; thence west through Lawrence county to Russellville, etc.

And the amendment was adopted.

Yeas, 60, nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

And the bill:

H. 965. To amend an act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and

maintained, enacted by the Legislature of Alabama, approved September 10th, 1915.

As amended, was read a third time at length and passed.

Yeas, 60, nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

The bill was ordered sent to the Senate without engrossment.

H. 850. For the relief of J. N. Varner, of Conecuh county, Alabama, appropriating to him one hundred forty dollars (\$140.00) out of any funds in the State treasury not otherwise appropriated on account of his name being wrongfully stricken from the pension roll as a Confederate veteran.

Was read a third time at length and passed.

Yeas, 60, nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

S. 509. For the relief of Rev. J. M. Johnson.

Was read a third time at length and passed.

Yeas, 60, nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

H. 783. To repeal an act to require the commissioners' court of Morgan county, to work all the county convicts of said county on the public roads of said county passed by the Legislature of Alabama at the session of 1911 and approved on March 11th, 1911.

Was read a third time at length and passed.

Yeas, 60; nays, 1.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Benners	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

Nays:

Mr. Brindley—1.

S. 351. To require the court of county commissioners or body of similar jurisdiction of Pike county, Alabama, to allow to the clerk of the circuit court of said county, three dollars per day during term times, as a preferred claim against the general fund of said county, for the purpose of paying an assistant employed by him to assist him in the performance of his duties as

such clerk during the term times of circuit courts held in said county.

Was read a third time at length and passed.

Yeas, 60, nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

S. 367. To provide for the payment and retirement of claims against the fine and forfeiture fund of Cullman county, Alabama.

Was on motion of Mr. Robertson laid upon the table.

H. 600. Regulating the fine and forfeiture fund of Coffee county and providing for payment and retirement of claims against said fund.

Was taken up. Mr. Carnley offered the following amendment to the bill:

Amend H. 600 as follows: By amending the title so as to read: "Regulating the fine and forfeiture fund of Coffee county," and by striking from said bill the following sections: 2, 3 and 4.

And the amendment was adopted.

Yeas, 60, nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Hardaway	Long (Sumter)
Adams	Collins	Harrison	Longshore
Alexander	Dansby	Hawkins	Lynne
Allen	Dickson	Holmes (Baldwin)	Mathews (Clarke)
Andrews	Dunaway	Howle	Milford
Arnold	Edwards (Dallas)	Ingram	Murphree
Baker	Ellis (Bullock)	Jones (Montgomery)	McLeod
Brindley	Faulk	Johnson	Parker
Calvert	Gilbert	Lawson	Partridge
Carnley	Graham (Clarke)	Lee (Butler)	Pittman
Clayton	Hall (Henry)	Lewis	Preston
Cliett	Hall (Marion)	Long (Butler)	Ross

Russell	Sparks	Tunstall	Williams
Shaw	Tompkins	Van de Graff	Wilson
Smith	Truss	Whorton	Woodard

—60

And the bill:

H. 600. Regulating the fine and forfeiture fund of Coffee county and providing for payment and retirement of claims against said fund.

As amended, was read a third time at length and passed.

Yeas, 60, nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

And the bill was ordered sent to the Senate without engrossment.

S. 262. To provide for the payment of expenses for automobiles for the use of sheriffs in the discharge of their duties as such, in counties of not less than 30,815, nor more than 30,915 population according to the Federal census of 1910, or according to any subsequent Federal census.

Was taken up. Mr. Dodson offered the following amendment to the bill:

Amend by adding after the words "the Federal census of 1910," the following: "or by any subsequent Federal census."

And the amendment was adopted.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Baker	Cobbs	Edwards (Dallas)
Adams	Brindley	Collins	Ellis (Bullock)
Alexander	Calvert	Dansby	Faulk
Allen	Carnley	Dodson	Gilbert
Andrews	Clayton	Dickson	Graham (Clarke)
Arnold	Cliett	Dunaway	Hall (Henry)

Hall (Marion)	Lawson	Murphree	Smith
Hardaway	Lee (Butler)	McLeod	Sparks
Harrison	Lewis	Parker	Tompkins
Hawkins	Long (Butler)	Partridge	Truss
Holmes (Baldwin)	Long (Sumter)	Pittman	Tunstall
Howle	Longshore	Preston	Van de Graff
Ingram	Lynne	Ross	Whorton
Jones (Montgomery)	Mathews (Clarke)	Russell	Williams
Johnson	Milford	Shaw	Woodard

—60

And the bill:

S. 262. To provide for the payment of expenses for automobiles for the use of sheriffs in the discharge of their duties as such, in counties of not less than 30,815, nor more than 30,915 population according to the Federal census of 1910, or according to any subsequent Federal census.

As amended, was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dodson	Ingram	Partridge
Adams	Dickson	Jones (Montgomery)	Pittman
Alexander	Dunaway	Johnson	Preston
Allen	Edwards (Dallas)	Lawson	Ross
Andrews	Ellis (Bullock)	Lee (Butler)	Russell
Arnold	Faulk	Lewis	Shaw
Baker	Gilbert	Long (Butler)	Smith
Brindley	Graham (Clarke)	Long (Sumter)	Sparks
Calvert	Hall (Henry)	Longshore	Tompkins
Carnley	Hall (Marion)	Lynne	Truss
Clayton	Hardaway	Mathews (Clarke)	Tunstall
Cliett	Harrison	Milford	Van de Graff
Cobbs	Hawkins	Murphree	Whorton
Collins	Holmes (Baldwin)	McLeod	Williams
Dansby	Howle	Parker	Woodard

—60

S. 383. To provide for the election of a county solicitor for Monroe county, to define his duties and fix his compensation.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Clayton	Gilbert	Johnson
Adams	Cliett	Graham (Clarke)	Lawson
Alexander	Cobbs	Hall (Henry)	Lee (Butler)
Allen	Collins	Hall (Marion)	Lewis
Andrews	Dansby	Hardaway	Long (Butler)
Arnold	Dickson	Harrison	Howle
Baker	Dunaway	Hawkins	Long (Sumter)
Brindley	Edwards (Dallas)	Holmes (Baldwin)	Longshore
Calvert	Ellis (Bullock)	Ingram	Lynne
Carnley	Faulk	Jones (Montgomery)	Mathews (Clarke)

Milford	Pittman	Smith	Van de Graff
Murphree	Preston	Sparks	Whorton
McLeod	Ross	Tompkins	Williams
Parker	Russell	Truss	Wilson
Partridge	Shaw	Tunstall	Woodard

—60

H. 904. For the relief of J. S. Ward and R. H. Wood.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

H. 549. To provide for the relief of E. C. Childs, tax collector, Geneva county, Alabama, during the year 1910, in the matter of refunding \$448.50, on account of an unused poll tax receipt book being charged to him in the final settlement for the year 1910 by the State auditor, and to make an appropriation for the refund of this \$448.50 to E. C. Childs.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

H. 955. To provide for the relief of L. F. Jackson and to authorize the payment to him of the sum of one hundred dollars out of the fine and forfeiture fund of Jefferson county, same having been paid by him upon the forfeiture of a bond of Judge Morrow.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker

Adams

Alexander

Allen

Andrews

Arnold

Baker

Brindley

Calvert

Carnley

Clayton

Cliett

Cobbs

Collins

Dansby

Dickson

Dunaway

Edwards (Dallas)

Ellis (Bullock)

Faulk

Gilbert

Graham (Clarke)

Hall (Henry)

Hall (Marion)

Hardaway

Harrison

Hawkins

Holmes (Baldwin)

Howle

Ingram

Jones (Montgomery)

Johnson

Lawson

Lee (Butler)

Lewis

Long (Butler)

Long (Sumter)

Longshore

Lynne

Mathews (Clarke)

Milford

Murphree

McLeod

Parker

Partridge

Pittman

Preston

Ross

Russell

Shaw

Smith

Sparks

Tompkins

Truss

Tunstall

Van de Graff

Whorton

Williams

Wilson

Woodard

—60

H. 724. To create the office of State fire marshal, and to provide for the appointment of deputy marshal and assistant; to define their powers and duties and to fix their compensation; to provide ways and means for the enforcement of this act and penalties for violation thereof; and to provide means for defraying the expenses incurred under the provisions hereof.

Was taken up and on motion of Mr. Sparks was indefinitely postponed.

S. 375. To provide for the acquirement, construction, ownership, lease, maintenance, use, control, and operation by counties of Alabama which have or which shall have taxable property in such counties of one hundred millions of dollars annually, or more, according to the assessments by such counties for the year 1918 A. D., or according to the annual assessment to be hereafter made, of highways, of railroads, by any kind of motive power; freight stations; passenger stations; wharves; piers; docks; ware houses; grain elevators; storage tanks; team trucks; and all other facilities and structures appurtenant thereto, by the issue of bonds, not exceeding one per cent, in addition to the limit of county indebtedness, of such taxable property in such counties; the holding of elections to decide whether such counties shall issue such bonds; to authorize the county internal improvement commission, a county agency, to sell said bonds and to

account to the board of revenue therefor of the county; to levy and collect a special tax not exceeding twenty cents on each one hundred dollars of taxable property, to be in addition to the maximum rate prescribed; exemption from State, county and municipal taxation of such bonds; to become effective upon ratification of an amendment to the Constitution of Alabama; and same power to new counties formed from such counties.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

S. 376. To authoribe and empower all counties of Alabama which have or shall have taxable property in such counties of one hundred million of dollars annually, or more, according to any annual assessment to be made thereafter, to acquire, construct, purchase, own, lease, maintain, use, control, and operate highways, railroads, and terminals and all facilities and structures appurtenant thereto; for the performance of the obligation of warehousemen and common carrier in aid of commerce; to establish reasonable charges for such service; within its own territory; or across, on or through adjacent counties; to establish a commission as a county agency for the performance of this authority and power; to purchase and condemn private property for the above purpose; to dispose of net profits from the operation of the facilities herein described; that private capital shall not be prevented from engaging in the same enterprise; that the power and authority herein described shall become effective immediately upon the ratification of an amendment to the Constitution of Alabama.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker
 Adams
 Alexander
 Allen
 Andrews
 Arnold
 Baker
 Brindley
 Calvert
 Carnley
 Clayton
 Cliett
 Cobbs
 Collins
 Dansby

Dickson
 Dunaway
 Edwards (Dallas)
 Ellis (Bullock)
 Faulk
 Gilbert
 Graham (Clarke)
 Hall (Henry)
 Hall (Marion)
 Hardaway
 Harrison
 Hawkins
 Holmes (Baldwin)
 Howle
 Ingram

Jones (Montgomery)
 Johnson
 Lawson
 Lee (Butler)
 Lewis
 Long (Butler)
 Long (Sumter)
 Longshore
 Lynne
 Mathews (Clarke)
 Milford
 Murphree
 McLeod
 Parker
 Partridge

Pittman
 Preston
 Ross
 Russell
 Shaw
 Smith
 Sparks
 Tompkins
 Truss
 Tunstall
 Van de Graff
 Whorton
 Williams
 Wilson
 Woodard

—60

S. 508. (With amendment.) To authorize and empower cities and towns of the State of Alabama having any streets paved with other material than macadam, when deemed necessary by the governing bodies of such cities and towns, to resurface or add to the surface of such paving without removing the entire wearing surface of the existing pavement; and to assess the cost thereof against the abutting property.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Ways, Means and Appropriations, said amendment being as follows:

Amend the bill by adding at the end thereof the following:

Provided that this act shall only apply to cities having more than 100,000 population according to the last or any subsequent Federal census.

Amend by adding the following:

Section 4. Provided that this act shall only apply to cities having more than 100,000 population according to the last or any subsequent Federal census.

And the amendment was adopted.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker
 Adams
 Alexander
 Allen
 Andrews
 Arnold
 Baker
 Brindley
 Calvert
 Carnley

Clayton
 Cliett
 Cobbs
 Collins
 Dansby
 Dickson
 Dunaway
 Edwards (Dallas)
 Ellis (Bullock)
 Faulk

Gilbert
 Graham (Clarke)
 Hall (Henry)
 Hall (Marion)
 Hardaway
 Harrison
 Hawkins
 Holmes (Baldwin)
 Howle
 Ingram

Jones (Montgomery)
 Johnson
 Lawson
 Lee (Butler)
 Lewis
 Long (Butler)
 Long (Sumter)
 Longshore
 Lynne
 Mathews (Clarke)

Milford	Pittman	Smith	Van de Graff
Murphree	Preston	Sparks	Whorton
McLeod	Ross	Tompkins	Williams
Parker	Russell	Truss	Wilson
Partridge	Shaw	Tunstall	Woodard

—60

And the bill:

S. 508. To authorize and empower cities and towns of the State of Alabama having any streets paved with other material than macadam, when deemed necessary by the governing bodies of such cities and towns, to resurface or add to the surface of such paving without removing the entire wearing surface of the existing pavement; and to assess the cost thereof against the abutting property.

As amended was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

H. 1049. To provide for the construction of a fireproof building for the safe keeping of all county records in all counties of the State having more than 150,000 population according to the last or any succeeding Federal census and to provide for the keeping of records therein.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Brindley	Dansby	Graham (Clarke)
Adams	Calvert	Dickson	Hall (Henry)
Alexander	Carnley	Dunaway	Hall (Marion)
Allen	Clayton	Edwards (Dallas)	Hardaway
Andrews	Cliett	Ellis (Bullock)	Harrison
Arnold	Cobbs	Faulk	Hawkins
Baker	Collins	Gilbert	Holmes (Baldwin)

Howle	Long (Sumter)	Partridge	Tompkins
Ingram	Longshore	Pittman	Truss
Jones (Montgomery)	Lynne	Preston	Tunstall
Johnson	Mathews (Clarke)	Ross	Van de Graff
Lawson	Milford	Russell	Whorton
Lee (Butler)	Murphree	Shaw	Williams
Lewis	McLeod	Smith	Wilson
Long (Butler)	Parker	Sparks	Woodard

—60

H. 686. (With substitute.) To establish and provide for a **general manager** of county affairs in all counties in the State that have as much as 100,000 population according to any past or future Federal census; to define his powers, jurisdiction and duties and to provide for the adequate discharge of the same; to fix his compensation, and provide for his election and appointment.

Was taken up. The question was upon the adoption of the substitute reported by the Standing Committee on Municipal Organization, said substitute being as follows:

A BILL

To be entitled an act to establish and provide for a general manager of county affairs in all counties in the State that have as much as one hundred thousand (100,000) population according to any past or future Federal census; to define his powers, jurisdiction and duties and provide for the adequate discharge of the same; to fix his compensation, and provide for his election and appointment.

Be it enacted by the Legislature of Alabama:

(1) That in all counties in the State that have one hundred thousand (100,000) population or more according to any past or future Federal census, there is hereby created and established an office to be known as "general manager of county affairs;" such officer and office shall be in lieu of all boards of revenue and courts of county commissioners in such counties, and all such boards and courts are hereby abolished.

(2) Within ten days after this act becomes effective, the governor shall appoint some suitable person to said office; he shall be not less than 30 years of age; he shall hold office for six years and until his successor is elected or appointed; at the next general election following the expiration of the term above provided for, and every six years thereafter, the successor shall be elected in the same way and manner as other county officials are now or may be hereafter elected.

(3) The general manager of county affairs shall give bond in the sum of twenty-five thousand dollars (\$25,000), to be approved by the probate judge, conditioned to faithfully discharge

the duties of his office, and he and the sureties on his bond shall be liable for all misfeasance, malfeasance and all injury resulting to the county from his negligence or inattention to the duties of his office. The said bond shall be made in some reputable bonding company and the premium therefor shall be paid by the county. He shall take and subscribe the oath of office now required of other county officers.

(4) The general manager of county affairs shall have full, complete and exclusive control of all affairs of the county for which he was appointed, and shall have all the authority, power and jurisdiction that is now or may be hereafter conferred upon boards of revenue or courts of county commissioners; he shall cause an accurate journal, record or minute of all his official acts to be kept in a well-bound book so that they may be permanently preserved and open for public inspection during all business hours.

(5) The general manager of county affairs shall receive a salary of seven thousand and five hundred dollars (\$7,500) per annum, payable in monthly installments, out of the county treasury as the salary of other county officers are now paid.

(6) In order to aid the manager of county affairs in the discharge of his duties, the members of the present board of revenue or court of county commissioners in all counties affected by this act, are hereby retained and established as an advisory cabinet to the manager of county affairs; the members of the advisory cabinet shall receive a salary of six dollars per day for each day they are actually in session, but they shall not receive pay for more than ten days in any month; they shall meet at the call of the manager of county affairs and shall advise with him regarding the county's business; at the expiration of the term of the members of the advisory cabinet herein provided for, their successors in office shall be elected in the same way and manner, and for the same term as the members of the board of revenue or court of county commissioners was elected.

(7) Whenever the advisory cabinet shall unanimously certify to the probate judge of the county that the manager of county affairs is incompetent, or is not transacting the business of the county to the best interest of the county, it shall be the duty of the probate judge to call a special election to be held in said county, within 30 days after the filing of such certificate, for the purpose of electing a general manager of county affairs; at such election the incumbent shall be a candidate to succeed himself, and if he is re-elected, his re-election shall ipso facto terminate the term and vacate the office of the members of the advisory cabinet, and the governor shall appoint their successors who

shall serve for the balance of the unexpired term; if the incumbent is not re-elected, his successor shall serve the remainder of his unexpired term. The special elections herein provided for shall be held in the same way and manner as other special elections are held, and notice of such election shall be given by publication of the purpose of the election and the date same will be held, together with all other notices required by law to be published for the holding of special elections, which publication shall be made, in some daily newspaper published in the county, at least ten days before the day of holding such election, and it may be published more often if in the discretion of the probate judge such publication is necessary to inform the public generally of the fact that such election is to be held.

(8). The general manager of county affairs shall do and perform all the duties now enjoined by law upon the board of revenue or court of county commissioners, and the fact that his acts may be judicial acts does not relieve him or his bondsmen from liability imposed upon them by section 3 of this act.

(9). That this act shall not take effect until an election shall be held thereon, in accordance with the provisions hereinafter prescribed. On the filing of a petition signed by not less than one thousand qualified electors, addressed to the probate judge of any county affected by this act, it shall be the duty of such judge, within ten days, to determine whether or not as many as one thousand of the persons whose names are signed to the petition are qualified voters, and if he shall so determine, it shall be his duty, after giving thirty days notice, in accordance with the laws now in force in this State, governing special elections, to call an election to be held in such county, at which time there shall be submitted to the qualified voters of the county the following question: "Shall a general manager of county affairs administer the business of County?" (inserting the name of the county). Beneath this question shall be printed the words "Yes" and "No," and each qualified voter of the county shall be entitled to vote yes or no on the question; if the officials charged with proclaiming the result of elections shall find and proclaim that a majority of the citizens of the county have voted "Yes," then this act shall become effective on the first day of the month following the date of such proclamation, provided such day is not on Sunday, and if on Sunday, then this act shall become effective on the next day, and all laws and parts of laws in conflict herewith are hereby specially repealed. Provided, however, that in the event such petition is filed and determination had thereon within three months of a general election, then the election hereinabove provided shall be held at such time and a special election shall not be held.

And the substitute was adopted.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

And the bill:

H. 686. To establish and provide for a general manager of county affairs in all counties in the State that have as much as 100,000 population according to any past or future Federal census; to define his powers, jurisdiction and duties and to provide for the adequate discharge of the same; to fix his compensation, and provide for his election and appointment.

As amended by the substitute, was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

And the bill was ordered sent to the Senate without engrossment.

H. 1033. To require the superintendent, manager, intern, or other person in control or in charge of hospitals, and physicians, treating injured persons, to report, to the chief of police and sheriff, any and all injured persons coming into such hospital, in counties having a population of two hundred thousand or more, according to the last Federal census or any future Federal census and to fix penalties for the violation thereof.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

H. 441. To amend section 3453 of the Code of Alabama of 1907.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

H. 727. (With amendment.) To make an appropriation for certain fencing required by the Confederate Soldiers' Home at or near Mountain Creek.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Ways, Means and Appropriations, said amendment being as follows:

Amend section 1 of H. 727 by inserting "one hundred and twenty-five" in lieu of "four hundred" in first line of said section.

And the amendment was adopted.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

And the bill:

H. 727. To make an appropriation for certain fencing required for the Confederate Soldiers' Home at or near Mountain Creek.

As amended, was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

And the bill was ordered sent to the Senate without engrossment.

H. 1044. For the relief of W. J. Richardson, sheriff of Pickens county, Alabama, to pay him the sum of \$177.07 due him by the State of Alabama for extraordinary expenses incurred in the extradition of Charley Carpenter from Muskogee, under authority from the governor of Alabama dated December 16, 1918.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

H. 956. To abolish the office of county treasurer in all counties having a population of 150,000 or more according to the last Federal census and to require that the county funds to be deposited in such incorporated national or State bank in the several counties, as the board of revenue or court of county commissioners may elect, and to provide for the custody of such funds, and to require all acts required of the treasurer to be performed by the president of the board of revenue or court of county commissioners.

Was taken up. Mr. Ross moved to indefinitely postpone the bill and the motion prevailed.

Yeas, 46; nays, 9.

Yeas:

Messrs:

Adams	Faulk	Lynne	Simpson
Albright	Graham (Autauga)	Mathews (Clarke)	Smith
Allen	Graham (Clarke)	Milford	Sparks
Austin	Hall (Marion)	Murphree	Trammell
Baker	Hardaway	McDonald	Truss
Calvert	Harrison	McLeod	Tunstall
Clayton	Hawkins	Parker	Van de Graff
Collins	Howle	Pittman	Whorton
Crump	Jones (Montgomery)	Preston	Williams
Dodson	Lee (Perry)	Ross	Wilson
Edwards (Pike)	Long (Butler)	Russell	Woodard
Ellis (Elmore)	Longshore		

—46

Nays:

Messrs:

Alexander	Dickson	Ingram	Matthews (Wilcox)
Arnold	Edwards (Dallas)	Jones (Escambia)	Cobbs
Cliett			

—9

H. 591. (With amndment.) To regulate the office of tax assessor in all counties of the State of Alabama which has a population of as much as 33,781 and not more than 33,800 according to the last Federal census and fix the compensation of such tax assessors and to provide for the payment thereof.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Revision of Laws, said amendment being as follows:

Amend section 1 by striking out the numbers 32020 and by adding in lieu thereof the numbers 33781.

And the amendment was adopted.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

And the bill:

H. 591. To regulate the office of tax assessor in all counties of the State of Alabama which has a population of as much as 33,781 and not more than 33,800 according to the last Federal census and fix the compensation of such tax assessors and to provide for the payment thereof.

As amended, was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Andrews	Calvert	Cobbs
Adams	Arnold	Carnley	Collins
Alexander	Baker	Clayton	Dansby
Allen	Brindley	Cliett	Dickson

Dunaway	Holmes (Baldwin)	Lynne	Shaw
Edwards (Dallas)	Howle	Mathews (Clarke)	Smith
Ellis (Bullock)	Ingram	Milford	Sparks
Faulk	Jones (Montgomery)	Murphree	Tompkins
Gilbert	Johnson	McLeod	Truss
Graham (Clarke)	Lawson	Parker	Tunstall
Hall (Henry)	Lee (Butler)	Partridge	Van de Graff
Hall (Marion)	Lewis	Pittman	Whorton
Hardaway	Long (Butler)	Preston	Williams
Harrison	Long (Sumter)	Ross	Wilson
Hawkins	Longshore	Russell	Woodard

—60

And the bill was ordered sent to the Senate without engrossment.

S. 589. To establish inferior courts in lieu of all justices of the peace and notaries public with power of justices of the peace in precincts lying within or partly within the county seats of all counties in the State of Alabama having a population of not less than 26,000 and not exceeding 26,900, according to the Federal census of 1910; provided said county seats having a population of 1,500 or more according to Federal census of 1910; to define jurisdiction and powers of said courts and judges and officers thereof and to provide for a place of holding said courts, terms and salaries of the judges and officers of said courts and the manner of their appointment or election and the payment of their salaries.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

H. 1068. To vacate the dedication of all streets, roads, avenues and alleys through, over, on or across the following described property, situated in the county of Montgomery and

State of Alabama, to-wit: Beginning at the half mile corner in the center of section ten (10), township sixteen (16), range seventeen (17); thence west twenty-one hundred forty-five (2,145) feet to the right of way of the Mobile & Ohio railroad; thence along said railroad right of way north forty (40°) degrees thirty ($30'$) minutes west twenty-eight hundred two (2,802) feet; thence and continue with said railroad right of way north forty-two and one-half ($42\frac{1}{2}^{\circ}$) degrees west one hundred ninety-four (194) feet to a stake; thence north forty-nine (49°) degrees thirty ($30'$) minutes east twelve hundred forty-three (1,243) feet; thence north seventy-two and one-half ($72\frac{1}{2}^{\circ}$) degrees east nine hundred sixty-two (962) feet to the Washington Ferry road; thence along the west side of said road south fifty-three and one-half ($53\frac{1}{2}^{\circ}$) degrees east nine hundred (900) feet; thence and continue with said road south forty-five and one-half ($45\frac{1}{2}^{\circ}$) degrees east two hundred twenty-five (225) feet; thence and continue with said road south thirty-nine (39°) degrees thirty ($30'$) minutes east five hundred (500) feet; thence and continue with said road south thirty ($30'$) minutes east one hundred one (101) feet; thence and continue with said road south sixteen (16°) degrees east five hundred (500) feet; thence and continue with said road south thirty ($30'$) minutes east five hundred (500) feet; thence and continue with said road south twenty (20°) degrees east one hundred eighty (180) feet; thence and continue with said road south twenty-seven (27°) degrees east eighty-nine (89) feet to a stake; thence south one (1°) degree west five hundred eighty-one (581) feet to a stake; thence east three hundred seventy-seven (377) feet to a stake; thence south along the half section line five hundred eighty-seven (587) feet and to a point three hundred seventy-three (373) feet north of the said center of section ten (10); thence south fifty-seven and one-half ($57\frac{1}{2}^{\circ}$) degrees east ninety-four (94) feet; thence south eighty-six (86°) degrees east eight hundred nineteen (819) feet; thence south fifteen (15°) degrees east two hundred sixty-four (264) feet to a stake; thence west forty-one (41) feet; thence south fifteen (15°) degrees east two thousand sixty-five (2,065) feet to the Selma road, thence along said road south seventy-five (75°) degrees west five hundred seven (507) feet; thence south fifty-four (54°) degrees west one hundred forty-two (142) feet along the said road, thence and continue with said Selma road south forty-four (44°) degrees west five hundred forty-three (543) feet to the intersection of the right of way of the Mobile & Ohio railroad; thence along and with the curvature of said railroad right of way north seventy-two (72°) degrees west two hundred seventy (270) feet; thence and continue with

said railroad right of way north sixty-five and one-half ($65\frac{1}{2}^{\circ}$) degrees west two hundred forty-five (245) feet to the half section line dividing section ten (10); thence north along said half section line twenty-four hundred twenty (2,420) feet to the center of section ten (10), township sixteen (16), range seventeen (17), the said point of beginning.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

H. 1076. To provide that in all the counties of the State of Alabama having a population of not less than 39,920 nor more than 39,925 according to the last preceding Federal census, that the interest on all interest-bearing warrants issued from and after the passage and approval of this act, by the court of county commissioners, board of revenue or other governing body of such counties, by whatever name called shall be a preferred claim against the general fund of such counties, shall be payable out of the general fund of such counties each year, and to provide the time and manner of the payment of such interest out of said general fund.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Calvert	Dunaway	Hardaway
Adams	Carnley	Edwards (Dallas)	Harrison
Alexander	Clayton	Ellis (Bullock)	Hawkins
Allen	Cliett	Faulk	Holmes (Baldwin)
Andrews	Cobbs	Gilbert	Howle
Arnold	Collins	Graham (Clarke)	Ingram
Baker	Dansby	Hall (Henry)	Jones (Montgomery)
Brindley	Dickson	Hall (Marion)	Johnson

Lawson	Mathews (Clarke)	Preston	Truss
Lee (Butler)	Milford	Ross	Tunstall
Lewis	Murphree	Russell	Van de Graff
Long (Butler)	McLeod	Shaw	Whorton
Long (Sumter)	Parker	Smith	Williams
Longshore	Partridge	Sparks	Wilson
Lynne	Pittman	Tompkins	Woodard

—60

H. 1077. To provide that in all counties of the State of Alabama, having a population of not less than 39,920 nor more than 39,925 according to the last preceding Federal census, the interest on outstanding road warrants issued by such counties, where such outstanding road warrants amount to the sum of \$140,000.00 and bear interest at the rate of six (6%) per annum, shall become a preferred claim against the general fund of such counties, shall be paid out of the general fund of such counties and to provide the manner of the payment of such interest.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

H. 750. (With amendment.) To designate a part of the Alabama State trunk highway, beginning on the Mississippi state line, where the Amory and Smithville road crossed the state line, thence across the State of Alabama to the city of Attalla, intersecting the highway to Gadsden, Rome, Georgia, and Cedartown, Georgia, as a State trunk highway, and to provide that the said State trunk highway, created by the provisions of this act, shall receive such benefits as other State trunk highways heretofore established.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Public Roads and Highways, said amendment being as follows:

Amend H. 750 by striking out section 1 and inserting in lieu thereof the following:

Section 1. That a part of the Alabama State trunk highway, beginning on the Mississippi State line where the Amory and Smithville road crosses the State line, thence along the road to the Byrd school house on the Hamilton and Detroit graded road, thence along said graded road to Hamilton, thence from Hamilton to Pearce's Mills, thence from Pearce's Mills by way of White House to Haleyville, thence to Double Springs, thence to Houston, thence to Addison, thence to NeeSmith, thence to Cullman, thence to Garden City, ~~thence to Blountsville~~, thence to Oneonta, thence to Walnut Grove, thence to the city of Attalla, intersecting the highway to Gadsden, Rome, Georgia, and Cedartown, Georgia, shall be designated as a State trunk highway.

And the amendment was adopted.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

And the bill:

H. 750. To designate a part of the Alabama State trunk highway, beginning on the Mississippi state line, where the Amory and Smithville road crossed the state line, thence across the State of Alabama, to the city of Attalla, intersecting the highway to Gadsden, Rome, Georgia, and Cedartown, Georgia, as a State trunk highway, and to provide that the said State trunk highway, created by the provisions of this act, shall receive such benefits as other State trunk highways heretofore established.

As amended, was read a third time at length and passed.

Yeas, 6; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Alexander	Andrews	Baker
Adams	Allen	Arnold	Brindley

Calvert	Graham (Clarke)	Lewis	Ross
Carnley	Hall (Henry)	Long (Butler)	Russell
Clayton	Hall (Marion)	Long (Sumter)	Shaw
Cliett	Hardaway	Longshore	Smith
Cobbs	Harrison	Lynne	Sparks
Collins	Hawkins	Mathews (Clarke)	Tompkins
Dansby	Holmes (Baldwin)	Milford	Truss
Dickson	Howle	Murphree	Tunstall
Dunaway	Ingram	McLeod	Van de Graff
Edwards (Dallas)	Jones (Montgomery)	Parker	Whorton
Ellis (Bullock)	Johnson	Partridge	Williams
Faulk	Lawson	Pittman	Wilson
Gilbert	Lee (Butler)	Preston	Woodard

—60

And the bill was ordered sent to the Senate without engrossment.

S. 377. To authorize cities and towns of over five thousand population according to the last Federal census or which shall have such population according to any Federal census taken thereafter, and situated in counties which have or which shall have annually taxable property in such counties of one hundred millions of dollars or more according to the assessment by such counties for the year A. D. 1918, or according to any annual assessment hereafter made to acquire, construct, purchase, maintain, own, lease, use, control and operate and to grant public money and things of value in aid of railroads, by any kind of motive power and terminal facilities and other structures appurtenant thereto, in aid of commerce and the transportation of passengers, within, across in or through the territory of such counties in which such cities and towns are situated or adjacent counties, and to issue bonds, grant money and property to carry into execution these powers.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

S. 439. To provide for the appointment and compensation of bailiffs of courts in all counties of the State of Alabama which have a population of two hundred thousand or more according to the last or any subsequent Federal census and to fix the compensation of such bailiffs.

Was indefinitely postponed.

H. 969. To amend an act entitled "An act, to provide for the establishment, discontinuance, construction, use, working and maintenance of the public roads, bridges and ferries of the several counties of this State; to define the duties and powers of the boards of revenue, courts of county commissioners, or other governing bodies of each of the several counties with regard to same; and to fix penalties for the violation of the rules, regulations, and laws of the boards of revenue, courts of county commissioners or other like governing bodies of the several counties, approved September 22, 1915."

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

S. 395. To change the amount, or fix the amount, of the salary or compensation to be paid to the county treasurer of any county of the State, having a population of eighty thousand or over according to the last or any succeeding Federal census; to provide the method and manner of its payment; and to repeal all laws or parts of laws, general, local, or special, in conflict with this act.

Was taken up. Mr. Cobbs offered the following amendment to the bill:

1st. Amend title by inserting in title after the words "or over" the words "but not exceeding one hundred and fifty thousand."

And the amendment was adopted.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

Mr. Cobbs offered the following amendment to the bill:

2nd. After the words "or over" in first section, insert the words "but not exceeding one hundred and fifty thousand."

And the amendment was adopted.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

And the bill:

S. 395. To change the amount, or fix the amount, of the salary or compensation to be paid to the county treasurer of any county of the State, having a population of eighty thousand or over according to the last or any succeeding Federal census; to provide the method and manner of its payment; and to repeal all laws and parts of laws, general, local, or special, in conflict with this act.

As amended, was read a third time at length and passed.
Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

S. 364. To define lawful fences in all counties the population of which by the last Federal census was not less than 80,000 nor more than 82,000.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

S. 536. To provide for the compensation of deputy solicitors in all counties of the State, having a population of more than 27,100 and less than 27,200, according to the last Federal census or any subsequent Federal census, and to provide the manner in which the same shall be paid.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker
 Adams
 Alexander
 Allen
 Andrews
 Arnold
 Baker
 Brindley
 Calvert
 Carnley
 Clayton
 Cliett
 Cobbs
 Collins
 Dansby

Dickson
 Dunaway
 Edwards (Dallas)
 Ellis (Bullock)
 Faulk
 Gilbert
 Graham (Clarke)
 Hall (Henry)
 Hall (Marion)
 Hardaway
 Harrison
 Hawkins
 Holmes (Baldwin)
 Howle
 Ingram

Jones (Montgomery)
 Johnson
 Lawson
 Lee (Butler)
 Lewis
 Long (Butler)
 Long (Sumter)
 Longshore
 Lynne
 Mathews (Clarke)
 Milford
 Murphree
 McLeod
 Parker
 Partridge

Pittman
 Preston
 Ross
 Russell
 Shaw
 Smith
 Sparks
 Tompkins
 Truss
 Tunstall
 Van de Graff
 Whorton
 Williams
 Wilson
 Woodard

—60

S. 543. To authorize and empower boards of revenue in counties having a population of not less than 82,000 and not more than 100,000 according to the latest Federal census, to expend county funds not exceeding \$2,500 per annum for county purposes not otherwise provided for by law.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker
 Adams
 Alexander
 Allen
 Andrews
 Arnold
 Baker
 Brindley
 Calvert
 Carnley
 Clayton
 Cliett
 Cobbs
 Collins
 Dansby

Dickson
 Dunaway
 Edwards (Dallas)
 Ellis (Bullock)
 Faulk
 Gilbert
 Graham (Clarke)
 Hall (Henry)
 Hall (Marion)
 Hardaway
 Harrison
 Hawkins
 Holmes (Baldwin)
 Howle
 Ingram

Jones (Montgomery)
 Johnson
 Lawson
 Lee (Butler)
 Lewis
 Long (Butler)
 Long (Sumter)
 Longshore
 Lynne
 Mathews (Clarke)
 Milford
 Murphree
 McLeod
 Parker
 Partridge

Pittman
 Preston
 Ross
 Russell
 Shaw
 Smith
 Sparks
 Tompkins
 Truss
 Tunstall
 Van de Graff
 Whorton
 Williams
 Wilson
 Woodard

—60

H. 1056. To fix the salary of all judges of probate in all counties in this State which now have, or which may hereafter have a population of as much as eighty-two thousand people and less than two hundred thousand people according to the last Federal census or any such census which may hereafter be taken, who are now or may hereafter be paid on a salary basis, and also for clerical help and other expenses and to provide for payment thereof.

Was read a third time at length and passed.
Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

H. 410. For the relief of H. C. Davidson, trustee for Camp Lomax United Confederate Veterans, and to require the county's proportion of the license money paid by said H. C. Davidson, as said trustee, in March, 1917, to be refunded by the treasurer of Montgomery county, or the person or corporation acting as such treasurer, and requiring the auditor of the State of Alabama to draw his warrant, for the amount or proportion of said license money which the State received, in favor of said H. C. Davidson, trustee, the total being \$120.00.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

H. 1057. To appropriate \$186.08 to be paid to Montgomery Fair, a corporation, in payment of debts due said corporation by

the State of Alabama, for supplies, contracted prior to January 1, 1915, by the following departments, for the following amounts: Convict department, \$7.20; department of agriculture, \$7.96; department of immigration, \$9.00; Court of Appeals, \$30.17; maintenance department, \$131.75.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Autauga)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

And the bill was ordered sent to the Senate without engrossment.

H. 1038. To repeal an act entitled, "An act to authorize and empower the Decatur Land Company, a corporation, to list certain of its lands to tax assessor of Morgan county in acreage." Approved December 13, 1900.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

H. 231. To amend section 1 of an act entitled an act to designate certain public roads of the State of Alabama as State trunk roads, and to provide the manner in which such roads shall be located, improved and maintained. Approved September 10, 1915.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Autauga)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

H. 1028. To provide for elections, to be held at the time of holding general elections in this State in all counties in which local county stock laws are now in force, having not less than 30,500 nor more than 31,000 population, either by the Federal census of 1910, or by any subsequent census to ascertain whether a majority of the qualified electors of such counties desire or favor a modification of said local stock law.

Was taken up. Mr. Edwards of Pike offered the following amendment to the bill:

Amend by inserting instead of figures 30,500, the figures 30,815, and in lieu of the figures 31,000, the figures 30,915.

And the amendment was adopted.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Clayton	Gilbert	Jones (Montgomery)
Adams	Cliett	Graham (Clarke)	Johnson
Alexander	Cobbs	Hall (Henry)	Lawson
Allen	Collins	Hall (Marion)	Lee (Butler)
Andrews	Dansby	Hardaway	Lewis
Arnold	Dickson	Harrison	Long (Butler)
Baker	Dunaway	Hawkins	Long (Sumter)
Brindley	Edwards (Pike)	Holmes (Baldwin)	Longshore
Calvert	Ellis (Bullock)	Howle	Lynne
Carnley	Faulk	Ingram	Mathews (Clarke)

Milford	Pittman	Smith	Van de Graff
Murphree	Preston	Sparks	Whorton
McLeod	Ross	Tompkins	Williams
Parker	Russell	Truss	Wilson
Partridge	Shaw	Tunstall	Woodard

—60

And the bill:

H. 1028. To provide for elections, to be held at the time of holding general elections in this State in all counties in which local county stock laws are now in force, having not less than 30,500 nor more than 31,000 population, either by the Federal census of 1910, or by any subsequent census to ascertain whether a majority of the qualified electors of such counties desire or favor a modification of said local stock law.

As amended, was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Pike)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Waddell
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

The bill was ordered sent to the Senate without engrossment.

H. 1122. To limit the number of days for which members of the court of county commissioners of any county, whose population by the last Federal census was over 30,800 and under 30,815, may be paid for services as members of said court, for mileage in going to and from said court, for their services rendered in the discharge of their duties in letting out, inspecting and accepting, building or repairing of any county bridges or county buildings or works, and mileage necessarily traveled by them in so doing, during any one year or part of a year; and to repeal all laws and parts of laws in conflict with the provisions of this act in so far as counties whose population by the last Federal census was over 30,800 and under 30,815 are concerned.

Was taken up. Mr. Dodson offered the following amendment to the bill:

Amend by adding after the words "the Federal census of 1910" the following: "or by any subsequent Federal census."

And the amendmnet was adopted.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dodson	Ingram	Partridge	Woodard

—60

And the bill:

H. 1122. To limit the number of days for which members of the court of county commissioners of any county, whose population by the last Federal census was over 30,800 and under 30,815, may be paid for services as members of said court, for mileage in going to and from said court, for their services rendered in the discharge of their duties in letting out, inspecting and accepting, building or repairing of any county bridges or county buildings or works, and mileage necessarily traveled by them in so doing, during any one year or part of a year; and to repeal all laws and parts of laws in conflict with the provisions of this act in so far as counties whose population by the last Federal census was over 30,800 and under 30,815 are concerned.

As amended, was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cliett	Hall (Henry)	Lee (Butler)
Adams	Cobbs	Hall (Marion)	Lewis
Alexander	Collins	Hardaway	Long (Butler)
Allen	Dodson	Harrison	Long (Sumter)
Andrews	Dickson	Hawkins	Longshore
Arnold	Dunaway	Holmes (Baldwin)	Lynne
Baker	Edwards (Dallas)	Howle	Mathews (Clarke)
Brindley	Ellis (Bullock)	Ingram	Milford
Calvert	Faulk	Jones (Montgomery)	Murphree
Carnley	Gilbert	Johnson	McLeod
Clayton	Graham (Clarke)	Lawson	Parker

Partridge	Russell	Tompkins	Whorton
Pittman	Shaw	Truss	Williams
Preston	Smith	Tunstall	Wilson
Ross	Sparks	Van de Graff	Woodard

—60

And the bill was ordered sent to the Senate without engrossment.

H. 211. For the relief of Cora Rasco, of Jefferson county, Alabama, for the death of her husband, Robert F. Dickinson, who was killed by falling rock in Lucile Mine, in Bibb county, Alabama, on the 26th day of May, 1913, while in the employment of the State of Alabama.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

With notice and proof attached, as follows:

State of Alabama, {
Jefferson County. }

Before me, the undersigned authorized, in and for the county and State, aforesaid personally appeared George M. Howle, editor of The Weekly Call, a weekly newspaper published in said State and county, who being by me first duly sworn, deposes and says that the notice a true copy of which is hereto attached, was published in the Weekly Call, once a week for four (4) consecutive weeks, commencing on the 21 day of December, 1918. Said copy herein referred to being in words and figures as follows:

LEGAL NOTICE.

Notice is hereby given that a bill will be introduced at the next session of the Legislature, when the same shall assemble on January 14, 1919, and the substance of the proposed law will be:

A BILL

To be entitled an act for the relief of Cora Rasco, of Jefferson county, Alabama, for the death of her husband, Robert F. Dickinson, who was

killed by falling rock in Lucile Mine, in Bibb county, Alabama, on the 26th day of May, 1913, while in the employment of the State of Alabama.

Section 1. Be it enacted by the Legislature of Alabama, that an appropriation of two thousand, five hundred dollars, be and the same is hereby made for the relief of Cora Rasco, widow of Robert F. Dickinson, who was killed by falling rock in Lucile Mine, in Bibb county, Alabama, on the 26th day of May, 1913, while in the employment of the State of Alabama.

Section 2. That the amount of money named in the foregoing section shall be paid out of any funds in the treasury not otherwise appropriated, and that the State auditor be and is hereby authorized and required to draw his warrant on the treasurer for the amount named in section 1 of this act.

Geo. M. Howle,

Editor of The Weekly Call.

Sworn to before me, and signed in my presence, this 13th day of January, 1-919.

Robert J. Wheeler,
Notary Public.

H. 1059. To designate the public road from Chancellors Ferry and running in a northerly direction to Creswell Church, and on by way of Vincent, Sterrett, Vandiver, Dunnovant, intersecting the main highway of Jefferson county, near Leeds, Alabama, as a State trunk road.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

H. 307. (With substitute.) For the relief of Watt T. Brown for amount paid to the State for lands purchased by it at tax sale when at the time of the assessment of such lands for such taxes it was not the property of the person to whom it was assessed.

Was taken up. The question was upon the adoption of the substitute, reported by the Standing Committee on Ways, Means and Appropriations, said substitute being as follows:

A BILL

To be entitled an act for the relief of Watt T. Brown for amount paid to the State for lands it did not own at the time of the sale to said Watt T. Brown.

Be it enacted by the Legislature of Alabama:

Section 1. That there is hereby appropriated the sum of forty dollars to reimburse Watt T. Brown for the amount paid by him on October 18, 1915, to the State for the west half of the southeast quarter, section 16, township 16, range 3, lying and being in the county of St. Clair, State of Alabama, which said lands at the time of the purchase thereof from the State by said Watt T. Brown, the State did not have any interest therein having conveyed the same to one S. D. Kilgroe on the 29th day of November, 1912, who had already paid the purchase price therefor.

Section 2. Be it further enacted that upon the approval of this act by the governor, the auditor of the State shall draw his warrant on the State treasury in favor of the said Watt T. Brown for the amount hereby appropriated.

And the substitute was adopted.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

And the bill:

H. 307. For the relief of Watt T. Brown for amount paid to the State for lands purchased by it at tax sale when at the time of the assessment of such lands for such taxes it was not the property of the person to whom it was assessed.

As amended by the substitute, was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

And the bill was ordered sent to the Senate without engrossment.

H. 905. To provide that in all counties having a population of not less than 22,750 and not more than 23,000, according to the last preceding Federal census, or any subsequent census, the informer shall receive one-half of the fine in all cases of conviction for violation of the prohibition law and to provide for the payment of same in such counties.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

On motion of Mr. Dickinson H. 795 was indefinitely postponed.

S. 230. To fix the amount of ex-officio fees of sheriffs in all counties having a population of more than 37,900 and less than 38,000 according to the 1910 Federal census or any subsequent

census, where the assessed value of real and personal property in such counties exceeds ten million dollars and to provide for the payment of the same.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

S. 232. To fix the amount of ex-officio fees of clerks in the circuit court in all counties having a population of more than 37,900 and less than 38,000 according to the 1910 Federal census where the assessed value of real and personal property in such counties exceeds the sum of ten million dollars and to provide for the payment of the same.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

S. 540. To authorize and empower the county of Marengo to issue its bonds, bearing interest at the rate of six per centum per

annum, for the purpose of refunding its indebtedness, existing at the date of the approval of this act; to sell the same at not less than their face value; to regulate their issuance and sale, and to repeal all laws in conflict with this act, in so far as the said county is concerned.

Was indefinitely postponed.

H. 944. To provide for the establishment and maintenance of public libraries by counties, to provide for their government and supervision, and to authorize the co-operation and affiliation of rural, town and village school libraries with any libraries so organized.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

H. 256. To authorize and empower counties, cities and towns to appropriate moneys out of their general funds for the maintenance and support of municipal bands and other musical organizations for public entertainment.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cliett	Hall (Henry)	Lee (Butler)
Adams	Cobbs	Hall (Marion)	Lewis
Alexander	Collins	Hardaway	Long (Butler)
Allen	Dansby	Harrison	Long (Sumter)
Andrews	Dickson	Hawkins	Longshore
Arnold	Dunaway	Holmes (Baldwin)	Lynne
Baker	Edwards (Dallas)	Howle	Mathews (Clarke)
Brindley	Ellis (Bullock)	Ingram	Milford
Calvert	Faulk	Jones (Montgomery)	Murphree
Carnley	Gilbert	Johnson	McLeod
Clayton	Graham (Clarke)	Lawson	Parker

Partridge	Russell	Tompkins	Whorton
Pittman	Shaw	Truss	Williams
Preston	Smith	Tunstall	Wilson
Ross	Sparks	Van de Graff	Woodard

—60

H. 228. To authorize courts of county commissioners or boards of revenue of any county, in which the State or Federal authorities shall take or have taken up the work of farm demonstration or the organization of farm life clubs, to appropriate funds for aiding in such work.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

H. 147. To create and establish the office of general guardian ad litem in all counties of over eighty-two thousand population and less than one hundred thousand population, according to the last preceding Federal census; to prescribe his duties and qualifications, to provide for his appointment and to fix his compensation and term of office; to provide for the appointment of a guardian ad litem in cases where the general guardian ad litem is disqualified or where the interests of the infants interested in a case are antagonistic or conflicting; and to provide a penalty for wrongfully appointing such guardian ad litem.

Was, on motion of Mr. Lynne, indefinitely postponed.

H. 896. To provide for the appointment of deputy circuit solicitors in all circuits in the State having more than five circuit judges, to fix their compensation, and to provide the way and manner of paying the same.

Was, on motion of Mr. Lynne, indefinitely postponed.

H. 845. To amend an act to regulate inferior courts in cities having more than 35,000 population, according to the last or any

subsequent Federal census, to prescribe the jurisdiction of such courts, and provide for the number and compensation of the judges for such courts and to provide for the appointment and compensation of the clerks and assistant clerks thereof, and to abolish the office of justice of the peace in such cities." The said act being approved Sept. 25, 1915.

Was, on motion of Mr. Lynne, indefinitely postponed.

H. 642. To amend an act entitled an act "To provide for the hiring, management, control and inspection of county convicts, approved November 30, 1907.

Was read a third time at length and passed.

Yeas, 69; nays, 0.

Yeas:

Messrs:

Albright	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Edwards (Pike)	Long (Butler)	Russell
Andrews	Ellis (Elmore)	Long (Sumter)	Salter
Arnold	Faulk	Longshore	Seale
Austin	Graham (Autauga)	Lynne	Shaw
Baker	Graham (Clarke)	Mathews (Clarke)	Simpson
Bracken	Hall (Henry)	Matthews (Wilcox)	Smith
Brindley	Hall (Marion)	Milford	Sparks
Carnley	Hardaway	Murphree	Stewart
Christian	Harrison	McLeod	Stoddard
Clayton	Hawkins	Oakley	Tompkins
Cliett	Holmes (Baldwin)	Orr	Truss
Cobbs	Howle	Parker	Van de Graff
Collins	Ingram	Partridge	Waddell
Dansby	Jones (Escambia)	Peters	Williams
Dickson	Jones (Montgomery)	Pittman	Woodard
Dodson			

—69

H. 8. To regulate the sale of standing timber, fix time limit for cutting and removing same, providing a right-of-way for cutting and removing timber and providing for the reversion of the title after the time limit expires.

Was read a third time at length and passed.

Yeas, 66; nays, 1.

Yeas:

Messrs:

Mr. Speaker	Blunt	Collins	Fletcher
Adams	Bracken	Crump	Graham (Clarke)
Albright	Brindley	Dansby	Hall (Henry)
Alexander	Calvert	Deese	Hall (Marion)
Allen	Carnley	Dickson	Hardaway
Andrews	Christian	Dunaway	Hare
Arnold	Clayton	Edwards (Pike)	Hawkins
Austin	Cliett	Ellis (Elmore)	Holmes (Baldwin)
Baker	Cobbs	Faulk	Holmes (Elmore)

Ingram	Long (Sumter)	Partridge	Smith
Jones (Escambia)	Lynne	Pittman	Sparks
Jones (Montgomery)	Matthews (Wilcox)	Preston	Truss
Johnson	Milford	Robertson	Tunstall
Lawson	Mitchell	Ross	Van de Graff
Lee (Butler)	Murphree	Seale	Wilson
Lee (Perry)	McLeod	Shaw	Woodard
Lewis	Orr		

—66

Nays:

Mr. Thompkins—1.

H. 202. (With amendment.) To amend section 5888 of the Code of Alabama, 1907. (Relates to the time of holding elections for stock law districts.)

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Privileges and Elections, said amendment being as follows:

Amend House bill No. 202 by adding to Section 1 the following: And if the result of said election, if stock law, yes, shall take effect on the first day of January next after such election is held.

And the amendment was adopted.

Yes, 69; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Collins	Howle	Parker
Adams	Dansby	Ingram	Partridge
Albright	Deese	Jones (Escambia)	Pittman
Alexander	Dickson	Jones (Montgomery)	Preston
Allen	Dunaway	Johnson	Ross
Andrews	Edwards (Dallas)	Lawson	Salter
Arnold	Ellis (Elmore)	Lee (Butler)	Seale
Austin	Faulk	Lee (Perry)	Simpson
Baker	Fletcher	Lewis	Sparks
Blunt	Gilbert	Long (Sumter)	Stoddard
Bracken	Graham (Autauga)	Lynne	Tompkins
Brindley	Graham (Clarke)	Mathews (Clarke)	Truss
Calvert	Hall (Henry)	Milford	Van de Graff
Carnley	Hale	Mitchell	Whorton
Christian	Harrison	Murphree	Williams
Clayton	Hawkins	McLeod	Wilson
Cliett	Holmes (Baldwin)	Oakley	Woodard
Cobbs			

—69

And the bill:

H. 202. To amend section 5888 of the Code of Alabama, 1907. (Relates to the time of holding elections for stock law districts.)

As amended, was read a third time at length and passed.

Yeas, 69; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Collins	Howle	Parker
Adams	Dansby	Ingram	Partridge
Albright	Deese	Jones (Escambia)	Pittman
Alexander	Dickson	Jones (Montgomery)	Preston
Allen	Dunaway	Johnson	Ross
Andrews	Edwards (Dallas)	Lawson	Salter
Arnold	Edwards (Pike)	Lee (Butler)	Seale
Austin	Faulk	Lee (Perry)	Simpson
Baker	Fletcher	Lewis	Sparks
Blunt	Gilbert	Long (Sumter)	Stoddard
Bracken	Graham (Autauga)	Lynne	Tompkins
Brindley	Graham (Clarke)	Mathews (Clarke)	Truss
Calvert	Hall (Henry)	Milford	Van de Graaf
Carnley	Hale	Mitchell	Whorton
Christian	Harrison	Murphree	Williams
Clayton	Hawkins	McLeod	Wilson
Cliett	Holmes (Baldwin)	Oakley	Woodard
Cobbs			

—69

And the bill was ordered sent to the Senate without engrossment.

H. 523. To provide for holding district and county fairs for boys' agricultural and girls' home demonstration clubs; to prescribe the manner in which they shall be held; to create boards of directors for district and county fairs for boys' agricultural and girls' home demonstration clubs in each county; to create fair districts for boys' agricultural and girls' home demonstration clubs in each county; to create fair district committees for boys' agricultural and girls' home demonstration clubs in each county; to provide for holding meetings of instruction for members of the boys' agricultural and girls' home demonstration clubs; to make appropriations for such fairs and to prescribe methods for drawing and spending same.

Was taken up. Mr. Long of Sumter offered the following amendment to the bill:

Amend section 4 by striking out the word "shall" where it first occurs in said section and by inserting in lieu thereof the word "may."

And the amendment was adopted.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Baker	Cobbs	Ellis (Bullock)
Adams	Brindley	Collins	Faulk
Alexander	Calvert	Dansby	Gilbert
Allen	Carnley	Dickson	Graham (Clarke)
Andrews	Clayton	Dunaway	Hall (Henry)
Arnold	Cliett	Edwards (Dallas)	Hall (Marion)

Hardaway	Lee (Butler)	McLeod	Sparks
Harrison	Lewis	Parker	Tompkins
Hawkins	Long (Butler)	Partridge	Truss
Holmes (Baldwin)	Long (Sumter)	Pittman	Tunstall
Howle	Longshore	Preston	Van de Graff
Ingram	Lynne	Ross	Whorton
Jones (Montgomery)	Mathews (Clarke)	Russell	Williams
Johnson	Milford	Shaw	Wilson
Lawson	Murphree	Smith	Woodard

—60

Mr. Long of Sumter offered the following amendment to the bill:

Amend section 5 by striking out the word "shall" where it first appears in said section and by inserting in lieu thereof the word "may."

And the amendment was adopted.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

And the bill:

H. 523. To provide for holding district and county fairs for boys' agricultural and girls' home demonstration clubs; to prescribe the manner in which they shall be held; to create boards of directors for district and county fairs for boys' agricultural and girls' home demonstration clubs in each county; to create fair districts for boys' agricultural and girls' home demonstration clubs in each county; to create fair district committees for boys' agricultural and girls' home demonstration clubs in each county; to provide for holding meetings of instruction for members of the boys' agricultural and girls' home demonstration clubs; to make appropriations for such fairs and to prescribe methods for drawing and spending same.

As amended, was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

And the bill was ordered sent to the Senate without engrossment.

H. 380. (With amendment.) To regulate the taking of non-suits in suits at law in all the courts of the State of Alabama.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Judiciary, said amendment being as follows:

Amend House bill 380 by striking out all after the enacting clause and adding the following:

That in all actions at law in which the defendant files a plea of set-off or recoupment the plaintiff by taking a non-suit shall not deprive the defendant of the right to have judgment against the plaintiff on such plea in the action in which such plea is interposed.

Section 2. That all laws and parts of laws in conflict with the provisions of this act be, and they are hereby repealed.

And the amendment was adopted.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cliett	Hall (Henry)	Lee (Butler)
Adams	Cobbs	Hall (Marion)	Lewis
Alexander	Collins	Hardaway	Long (Butler)
Allen	Dansby	Harrison	Long (Sumter)
Andrews	Dickson	Hawkins	Longshore
Arnold	Dunaway	Holmes (Baldwin)	Lynne
Baker	Edwards (Dallas)	Howle	Mathews (Clarke)
Brindley	Ellis (Bullock)	Ingram	Milford
Calvert	Faulk	Jones (Montgomery)	Murphree
Carnley	Gilbert	Johnson	McLeod
Clayton	Graham (Autauga)	Lawson	Parker

Partridge	Russell	Tompkins	Whorton
Pittman	Shaw	Truss	Williams
Preston	Smith	Tunstall	Wilson
Ross	Sparks	Van de Graff	Woodard

—60

And the bill:

H. 380. To regulate the taking of non-suits in suits at law in all the courts of the State of Alabama.

As amended, was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Carnley	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

—60

And the bill was ordered sent to the Senate without engrossment.

H. 938. To require the payment to State convicts, upon their lawful discharge from penal servitude, of additional cash allowances adequate to their needs.

Was read a third time at length and passed.

Yeas, 56; nays, 8.

Yeas:

Messrs:

Mr. Speaker	Collins	Jones (Escambia)	Parker
Albright	Dansby	Jones (Montgomery)	Pittman
Allen	Dickson	Johnson	Preston
Andrews	Dunaway	Lawson	Reynolds
Arnold	Edwards (Pike)	Lee (Butler)	Ross
Baker	Fletcher	Lewis	Russell
Benners	Gilbert	Long (Sumter)	Seale
Blunt	Graham (Clarke)	Longshore	Shaw
Bracken	Hall (Henry)	Lynne	Smith
Brindley	Hale	Matthews (Wilcox)	Sparks
Calvert	Hare	Milford	Tompkins
Carnley	Hawkins	Murphree	Van de Graff
Clayton	Holmes (Baldwin)	McDonald	Williams
Cobbs	Howle	Orr	Wilson

—56

Nays:

Messrs:

Alexander
Cliett

Ellis (Elmore)
Faulk

Hardaway
Ingram

Stewart
Truss

—8

H. 540. (With amendment): To provide bathing facilities for coal miners in this State.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Labor and Immigration, said amendment being as follows:

Amend by adding at the end of section 1 the following words: "But the races shall be kept separate."

Amend by striking out "twenty" and inserting "fifty" in fourth line.

And the amendment was adopted.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker
Adams
Alexander
Allen
Andrews
Arnold
Baker
Brindley
Calvert
Carnley
Clayton
Cliett
Cobbs
Collins
Dansby

Dickson
Dunaway
Edwards (Dallas)
Ellis (Bullock)
Faulk
Gilbert
Graham (Clarke)
Hall (Henry)
Hall (Marion)
Hardaway
Harrison
Hawkins
Holmes (Baldwin)
Howle
Ingram

Jones (Montgomery)
Johnson
Lawson
Lee (Butler)
Lewis
Long (Butler)
Long (Sumter)
Longshore
Lynne
Mathews (Clarke)
Milford
Murphree
McLeod
Parker
Partridge

Pittman
Preston
Ross
Russell
Shaw
Smith
Sparks
Tompkins
Truss
Tunstall
Van de Graff
Whorton
Williams
Wilson
Woodard

—60

And the bill:

H. 540. To provide bathing facilities for coal miners in this State.

As amended, was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker
Adams
Alexander
Allen
Andrews
Arnold
Baker
Brindley
Calvert

Carnley
Clayton
Cliett
Cobbs
Collins
Dansby
Dickson
Dunaway
Edwards (Dallas)

Ellis (Bullock)
Faulk
Gilbert
Graham (Clarke)
Hall (Henry)
Hall (Marion)
Hardaway
Harrison
Hawkins

Holmes (Baldwin)
Howle
Ingram
Jones (Montgomery)
Johnson
Lawson
Lee (Butler)
Lewis
Long (Butler)

Long (Sumter)	McLeod	Russell	Tunstall
Longshore	Parker	Shaw	Van de Graff
Lynne	Partridge	Smith	Whorton
Mathews (Clarke)	Pittman	Sparks	Williams
Milford	Preston	Tompkins	Wilson
Murphree	Ross	Truss	Woodard

—60

And the bill was ordered sent to the Senate without engrossment.

H. 578. To authorize the court of county commissioners, boards of revenue, or other governing body of any county in this State which has outstanding an indebtedness evidenced by warrants which have been regularly issued and registered, to settle, adjust and refund the same, and for that purpose to issue new warrants of said county.

Was read a third time at length and passed.

Yeas, 60; nays, 1.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Howle	Peters
Adams	Dansby	Ingram	Pittman
Alexander	Dickson	Johnson	Preston
Allen	Dunaway	Lawson	Ross
Arnold	Edwards (Dallas)	Lee (Butler)	Salter
Austin	Ellis (Bullock)	Lewis	Seale
Baker	Ellis (Elmore)	Long (Sumter)	Smith
Benners	Faulk	Longshore	Sparks
Bracken	Graham (Autauga)	Lynne	Stewart
Brindley	Graham (Clarke)	Mathews (Clarke)	Tompkins
Calvert	Hall (Henry)	Matthews (Wilcox)	Truss
Carnley	Hale	Mitchell	Van de Graff
Christian	Hare	Murphree	Waddell
Clayton	Hawkins	McLeod	Wilson
Cliett	Holmes (Baldwin)	Parker	Woodard

—60

Nays:

Mr. Lee of Perry—1.

H. 656. To authorize and empower cities and towns of the State of Alabama to contract with the United States of America, the State of Alabama, and any county of the State, for the construction or improvement, or the reconstruction or reimprovement of streets, avenues and highways when such streets, avenues or highways are established, constructed, reconstructed, improved or reimproved by the United States government, the State of Alabama, or any county of the State of Alabama, and to agree upon the proportionate share of the cost of such assessment to be paid by any municipality; and to provide for the assessment of the same against the property benefited; and to authorize the issuance of bonds for such public improvements;

and to provide that such proceedings shall be governed by the general laws of Alabama relating to assessments, for public improvements, except as herein provided.

Was read a third time at length and passed.

Yeas, 60; nays, 2.

Yeas:

Messrs:

Mr. Speaker	Collins	Johnson	Preston
Adams	Dansby	Lawson	Reynolds
Alexander	Dickson	Lee (Perry)	Ross
Allen	Dunaway	Lewis	Salter
Arnold	Edwards (Dallas)	Long (Sumter)	Seale
Austin	Ellis (Elmore)	Longshore	Shaw
Barganier	Gilbert	Lynne	Smith
Blunt	Graham (Autauga)	Matthews (Wilcox)	Sparks
Bracken	Graham (Clarke)	Milford	Stoddard
Brindley	Hall (Henry)	Murphree	Tompkins
Carnley	Hale	McDonald	Truss
Christian	Hare	Orr	Van de Graff
Clayton	Harrison	Parker	Waddell
Cliett	Holmes (Elmore)	Partridge	Williams
Cobbs	Howle	Pittman	Wilson

—60

Nays:

Messrs:

Baker Faulk

—2

H. 418. (With substitute.) To amend section 5 of an act entitled, "An act to establish and provide for State-wide eradication of the cattle fever tick (*margaropus annulatus*) and any other tick that shall be found to carry a disease-producing infection to cattle or any other domestic animals," approved February 7, 1919.

Was taken up. The question was upon the adoption of the substitute reported by the Standing Committee on Agriculture, said substitute being as follows:

A BILL

To be entitled an act to authorize the boards of revenue or county commissioners of the separate counties of the State to indemnify owners of cattle for injuries, damages or deaths caused by dipping such cattle in compliance with the laws of the State and with the rules and regulations of the State live stock sanitary board.

Be it enacted by the Legislature of Alabama:

1. That the boards of revenue or the county commissioners of the separate counties of the State of Alabama are authorized to indemnify from the funds of such counties the owners of cat-

tle for injuries, damages or deaths caused by the dipping of such cattle in compliance with the laws of the State and the rules and regulations of the State live stock sanitary board. Provided, however, that such injuries, damages or deaths have been caused by the failure or negligence of the regularly qualified inspector commissioned by the State live stock sanitary board to see that the arsenical solution used in the dipping vats is over the standard of strength recommended by the United States Bureau of Animal Industry or the State live stock sanitary board.

2. And provided that no county shall be liable under the provisions of this act for any injury, damage or death which may be caused by the actual handling of such cattle by the owners, or agents of such owners, in driving such cattle to and from the vat, or for injuries, damages or deaths caused by the carelessness, neglect or roughness in driving cattle through such vats.

3. And provided that no county shall be liable for injuries, damages or deaths caused during the absence of the regularly qualified inspector commissioned by the State live stock sanitary board.

And the substitute was adopted.

Yeas, 60; nays, 1.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Christian	Hardaway	Mathews (Clarke)	Tunstall
Clayton	Harrison	Milford	Van de Graff
Cliett	Hawkins	Murphree	Whorton
Cobbs	Holmes (Baldwin)	McLeod	Williams
Collins	Howle	Parker	Wilson
Dansby	Ingram	Partridge	Woodard

Nays:

Mr. Carnley—1.

—60

And the bill:

H. 418. To amend section 5 of an act entitled, "An act to establish and provide for State-wide eradication of the cattle fever tick (*margaropus annulatus*) and any other tick that shall be found to carry a disease-producing infection to cattle or any other domestic animals," approved February 7, 1919.

As amended by the substitute, was read a third time at length and passed.

Yeas, 60; nays, 1.

Yeas:

Messrs:

Mr. Speaker	Dodson	Jones (Montgomery)	Pittman
Adams	Dunaway	Johnson	Preston
Alexander	Edwards (Dallas)	Lawson	Ross
Allen	Ellis (Bullock)	Lee (Butler)	Russell
Andrews	Faulk	Lewis	Shaw
Arnold	Gilbert	Long (Butler)	Smith
Baker	Graham (Clarke)	Long (Sumter)	Sparks
Brindley	Hall (Henry)	Longshore	Tompkins
Calvert	Hall (Marion)	Lynne	Truss
Clayton	Hardaway	Mathews (Clarke)	Tunstall
Cliett	Harrison	Milford	Van de Graff
Cobbs	Hawkins	Murphree	Whorton
Collins	Holmes (Baldwin)	McLeod	Williams
Dansby	Howle	Parker	Wilson
Dickson	Ingram	Partridge	Woodard

—60

Nays:

Mr. Carnley—1.

And the bill was ordered sent to the Senate without engrossment.

S. 271. (With amendment.) To provide for notice to the plaintiff of the filing of pleas of set-off, recoupment or any other plea upon which a judgment by default may be taken, and to regulate the taking of judgments by default on such pleas.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Revision of Laws, said amendment being as follows:

Amend said bill by adding thereto section 4, which reads as follows:

The clerk for issuing a copy of the pleas mentioned in this act shall receive fifteen cents (15c) for each 100 words and the sheriff for his services shall receive the sum of sixty-five cents (65c) for the service of each of said copies. And the fees provided for in this section shall be taxed as other costs in the case.

And the amendment was adopted.

Yeas, 60; nays, 2.

Yeas:

Messrs:

Mr. Speaker	Arnold	Cliett	Dodson
Adams	Baker	Cobbs	Dunaway
Alexander	Brindley	Collins	Edwards (Dallas)
Allen	Calvert	Dansby	Ellis (Bullock)
Andrews	Clayton	Dickson	Faulk

Gilbert	Jones (Montgomery)	Mathews (Clarke)	Smith	
Graham (Clarke)	Johnson	Milford	Sparks	
Hall (Henry)	Lawson	Murphree	Tompkins	
Hall (Marion)	Lee (Butler)	McLeod	Truss	
Hardaway	Lee (Perry)	Parker	Tunstall	
Harrison	Lewis	Partridge	Van de Graff	
Hawkins	Long (Butler)	Pittman	Whorton	
Holmes (Baldwin)	Long (Sumter)	Ross	Williams	
Howle	Longshore	Russell	Wilson	
Ingram	Lynne	Shaw	Woodard	
				—60
<i>Nays:</i>				
Messrs:				
Carnley	Preston			—2

And the bill:

S. 271. To provide for notice to the plaintiff of the filing of pleas of set-off, recoupment or any other plea upon which a judgment by default may be taken, and to regulate the taking of judgments by default on such pleas.

As amended, was read a third time at length and passed.

Yeas, 60; nays, 2.

<i>Yeas:</i>				
Messrs:				
Mr. Speaker	Dodson	Jones (Montgomery)	Partridge	
Adams	Dunaway	Johnson	Pittman	
Alexander	Edwards (Pike)	Lawson	Ross	
Allen	Ellis (Bullock)	Lee (Butler)	Russell	
Andrews	Faulk	Lee (Perry)	Shaw	
Arnold	Gilbert	Lewis	Smith	
Baker	Graham (Clarke)	Long (Butler)	Sparks	
Brindley	Hall (Henry)	Long (Sumter)	Tompkins	
Calvert	Hall (Marion)	Longshore	Truss	
Clayton	Hardaway	Lynne	Tunstall	
Cliett	Harrison	Mathews (Clarke)	Van de Graff	
Cobbs	Hawkins	Milford	Whorton	
Collins	Holmes (Baldwin)	Murphree	Williams	
Dansby	Howle	McLeod	Wilson	
Dickson	Ingram	Parker	Woodard	
				—60
<i>Nays:</i>				
Messrs:				
Carnley	Preston			—2

ADJOURNMENT.

On motion of Mr. Lynne, the House adjourned until Friday, September 19th, at 9:30 A. M.

FORTY-SEVENTH DAY.

House of Representatives,
Friday, September 19th, 1919.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Mr. Ingram, of the House.

ROLL CALL.

On a call of the roll of the House the following members answered to their names:

Messrs:			
Mr. Speaker	Edwards (Dallas)	Jones (Montgomery)	Preston
Adams	Edwards (Pike)	Johnson	Robertson
Albright	Ellis (Bullock)	Lawson	Ross
Alexander	Ellis (Elmore)	Lee (Butler)	Russell
Allen	Faulk	Lee (Perry)	Salter
Andrews	Fletcher	Lewis	Seale
Arnold	Gilbert	Long (Butler)	Shaw
Austin	Graham (Autauga)	Long (Sumter)	Simpson
Baker	Graham (Clarke)	Longshore	Smith
Barganier	Guy	Lynne	Sparks
Benners	Hall (Henry)	Mathews (Clarke)	Stewart
Bracken	Hall (Marion)	Matthews (Wilcox)	Stoddard
Brindley	Hale	Milford	Tompkins
Calvert	Hardaway	Mitchell	Trammell
Carnley	Hare	Murphree	Truss
Christian	Harrison	McDonald	Tunstall
Clayton	Hawkins	McLeod	Van de Graff
Cliett	Hollis	Orr	Waddell
Cobbs	Holmes (Baldwin)	Parker	Whorton
Collins	Howle	Partridge	Williams
Crump	Ingram	Peters	Wilson
Dansby	Jones (Escambia)	Pittman	Woodard
Dickson			

—89

A quorum was present.

REPORT OF THE COMMITTEE ON THE REVISION OF THE JOURNAL.

Mr. Speaker:

We, your Committee on the Revision of the Journal, beg leave to report that we have examined the Journal of the forty-sixth day, and find the same to be correct.

W. H. Shaw,
Chairman.

The report of the committee was concurred in and adopted and the Journal for the forty-sixth day was approved.

LEAVE OF ABSENCE.

Was granted to Messrs. Dodson, Sherrod, Blunt and Oakley for today.

RESOLUTIONS.

The following resolutions were introduced :

By Mr. Dansby :

H. R. 374. Resolved by the members of the House, That Senate bill No. 218 be made a special, paramount, continuing order for three o'clock P. M. on the 48th legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Lynne :

H. J. R. 375. Be it resolved by the House, the Senate concurring, That the governor be and he is hereby requested to return to the House H. 712 for the purpose of correcting clerical errors made by enrolling force.

And the resolution was adopted.

By Mr. Murphree :

H. R. 376. Resolved, That Senate bill 105 by Senator Acker, as found on page 94 of the calendar for the forty-seventh legislative day, and which is a duplicate of House bill 1083 by Mr. Murphree as found on page 93 of said calendar, be made a special order for the forty-eighth legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Graham of Clarke :

H. R. 377. Resolved that House bill No. 1035 shall be made a special order for this, the forty-seventh legislative day, and shall be the first call immediately after the passage of this resolution.

The rules were suspended and the resolution was adopted.

By Mr. Orr :

H. R. 378. Resolved, That Senate bill 528 be made a special, paramount, continuing order for the forty-eighth legislative day.

And the resolution was referred to the Rules Committee.

By Mr. Preston :

H. R. 379. Whereas, we believe the Holy Bible to be God's word and the impregnable rock upon which all free and stable governments are safely founded; and,

Whereas, all history, both sacred and profane, in every age of the world, proves that the government whose principles are founded more nearly upon the Bible is the government that gives to its people the greatest amount of civil, political, and religious freedom;

Therefore, be it resolved, That Senate bill No. 414, relative to the bill, be made a paramount issue on the forty-eighth legislative day at 12 o'clock M.

And the resolution was referred to the Rules Committee.

BILLS REPORTED FAVORABLY.

Mr. Arnold, chairman of the Standing Committee on public roads and highways, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report:

S. 505. To compel all railroad companys and all electric railway companys or other companies or persons operating railroads in the State of Alabama to put and keep the approaches and crossings of public railroad crossings of such company railroad tracks in proper repair.

S. 664. To amend section 1 of an act entitled, "An act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained," approved September 10th, 1915.

H. 1139. To create and establish in every county of not less than 19,300 nor more than 19,400, a county highway commission; to confer power and prescribe duties for such commission; to repeal all conflicting laws or parts of laws.

S. 500. Providing for the establishment and construction of a trunk highway from Garden City, Cullman county, Alabama, to the Jefferson county line, along and over the abandoned track bed of the Louisville & Nashville Railroad, which has been dedicated to the State for public highway.

Mr. McLeod, chairman of the Standing Committee on Public Health, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report:

S. 528. To authorize the governor to provide a suitable site for the establishment of a sanatorium for the use of the Alabama sanatorium for consumption and tuberculosis conditioned upon the sale of the present site for such use located in Cullman county, Alabama, and consisting of about four hundred and sixty (460) acres heretofore acquired under the authority of section 777 of the Political Code of Alabama; also to authorize the governor to sell and convey the said land heretofore acquired for such site, and out of the proceeds of such sale to purchase a suitable site for such sanatorium; provided that the sanatorium to be so acquired may be located and established, with the gover-

nor's approval, on any lands suitable for such purpose, now owned by the State, and if so located and established on such lands now owned by the State, then the proceeds of such sale to be covered into the general funds of the treasury.

Mr. Lynne, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report:

S. 656. To provide for bailiffs for the circuit courts in all counties in Alabama having a population of not less than 26,850 and not exceeding 26,890 according to the Federal census of 1910.

S. 615. To fix the salary of county solicitors in counties having a population of 17,495 according to the last Federal census, and a population of not over 17,600 according to any subsequent Federal census; and to provide for the payment of said salaries out of the county treasuries.

S. 517. To fix the compensation of judges of county courts, serving in counties having a population of not less than 37,000 nor more than 37,500, according to the last preceding Federal census.

S. 707. To vacate the dedication of all streets, roads, avenues and alleys through, over, on or across the following described property, situated in the county of Montgomery and State of Alabama, to-wit: Beginning at the half mile corner in the center of section ten (10), township sixteen (16), range seventeen (17); thence west twenty-one hundred forty-five (2,145) feet to the right of way of the Mobile & Ohio Railroad; thence along said railroad right of way north forty (40) degrees thirty (30) minutes west twenty-eight hundred two (2,802) feet; thence and continue with said railroad right of way north forty-two and one-half ($42\frac{1}{2}$) degrees west one hundred ninety-four (194) feet to a stake; thence north forty-nine (49) degrees thirty (30) minutes east twelve hundred forty-three (1,243) feet; thence north seventy-two and one-half ($72\frac{1}{2}$) degrees east six hundred three (603) feet; thence north forty-four (44) degrees east nine hundred sixty-two (962) feet to the Washington Ferry Road; thence along the west side of said road south fifty-three and one-half ($53\frac{1}{2}$) degrees east nine hundred (900) feet; thence and continue with said road south forty-five and one-half ($45\frac{1}{2}$) degrees east two hundred twenty-five feet; thence and continue with said road south thirty-nine (39) degrees thirty (30) minutes east five hundred (500) feet; thence and continue with said road south thirty (30) minutes east one hundred one (101) feet; thence

and continue with said road south sixteen (16) degrees east five hundred (500) feet; thence and continue with said road south thirty (30) minutes east five hundred (500) feet; thence and continue with said road south twenty (20) degrees east one hundred eighty (180) feet; thence and continue with said road south twenty-seven (27) degrees east eighty-nine (89) feet to a stake; thence south (1) degree west five hundred eighty-one (581) feet to a stake; thence east three hundred seventy-seven (377) feet to a stake; thence south along the half section line five hundred eighty-seven (587) feet and to a point three hundred seventy-three (373) feet north of the said center of section ten (10); thence south fifty-seven and one-half ($57\frac{1}{2}$) degrees east ninety-four (94) feet; thence south eighty-six (86) degrees east eight hundred nineteen (819) feet; thence south fifteen (15) degrees east two hundred sixty-four (264) feet to a stake; thence west forty-one (41) feet; thence south fifteen (15) degrees east two thousand sixty-five (2,065) feet to the Selma road, thence along said road south seventy-five (75) degrees west five hundred seven (507) feet; thence south fifty-four (54) degrees west one hundred forty-two (142) feet along the said road; thence and continue the said Selma road south forty-four (44) degrees west five hundred forty-three (543) feet to the intersection of the right of way of the Mobile and Ohio Railroad; thence along and with the curvature of said railroad right of way north seventy-two (72) degrees west two hundred seventy (270) feet; thence and continue with said railroad right of way north sixty-five and one-half ($65\frac{1}{2}$) degrees west two hundred forty-five (245) feet to the half section line dividing section ten (10); thence north along said half section line twenty-four hundred twenty (2,420) feet to the center of section ten (10), township sixteen (16), range seventeen (17), the said point of beginning.

Mr. Dunaway, chairman of the Standing Committee of Ways, Means and Appropriations, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

S. 729. To change the name of each of the nine branch district agricultural schools and experiment stations and to make appropriations for their maintenance and support.

S. 735. To make an appropriation to Tuskegee Normal and Industrial Institute.

S. 730. To make an appropriation for the maintenance and supervision of county high schools.

S. 731. To make an appropriation to the State board of education.

H. 1143. To appropriate the sum of five hundred thousand dollars for the relief of the Confederate soldiers, sailors and their widows.

H. 1137. To repeal section 3 of an act approved March 5, 1915, making an annual appropriation for the maintenance of the laboratory for the manufacture of hog cholera serum.

S. 721. To provide for appropriation to the Alabama School of Trades and Industries at Ragland.

S. 712. To make appropriations to the Alabama Girls' Technical Institute.

S. 716. To provide for making appropriations to the Alabama Polytechnic Institute.

S. 717. To make appropriation to the Alabama Boys Industrial School.

S. 719. To amend section 1946 of the Code of Alabama of 1907.

S. 720. To amend sections 1941 and 1942 of the Code of Alabama of 1907.

S. 723. To make an appropriation for the benefit of those counties that may be levying and collecting a special county school tax during any fiscal year, and to provide for the expenditure of the funds set apart for any county by the county board of education.

S. 724. To make an appropriation for the establishment of libraries in the rural, village and town schools of Alabama.

S. 725. To amend section 8 of an act "To provide for the acceptance of the benefits of an act by the Senate and House of Representatives of the United States of America in Congress assembled, to provide for the promotion of vocational education; to provide for the appointment of a State board of vocational education; and to provide for the duties thereof; and to make appropriations for vocational education," approved February 15, 1919.

S. 726. To amend an act entitled an act "To create and establish a reform school for the training of juvenile negro lawbreakers at Mt. Meigs, Alabama; to make appropriations for the purpose, and accept by donation all such lands and buildings as are needful therefor; to create a board of trustees, and to provide for the suitable management of said institution." Approved April 24, 1911.

S. 728. To change the name of the Northeast Alabama Agricultural and Industrial Institute at Lineville and to make an appropriation for its maintenance and support.

S. 734. To make appropriations to the State department of education.

S. 733. To amend section 1780 of the Code of Alabama of 1907.

S. 732. To make an appropriation for the erection, repair and equipment of rural schoolhouses.

S. 715. To make appropriation for the maintenance and support of the State Training School for Girls, and for the erection and equipment of buildings and furniture and equipment therefor.

S. 568. To amend section 1 of the act entitled, "An act to regulate the fees of the sheriffs for feeding prisoners in jail under charge or conviction of any indictable offense, and to provide the payment therefor.

S. 587. To permit county boards of revenue or county commissioners to appropriate money to control or eradicate diseases of live stock in their respective counties and to provide for the use of such money.

S. 499. To make an appropriation for the purchase of grounds and buildings and improvements of grounds, and for the equipment of the State normal school at Daphne, Alabama.

S. 208. To create in the department of agriculture and industries a division devoted to the deaf; to provide for the appointment of a competent deaf man to take charge of such division; to enumerate his duties and authority and to provide for his compensation and for the expense of such department.

S. 714. To appropriate the sum of \$7,500.00 to supplement a fund of \$15,000.00 to be raised by the citizens of Blountsville to rebuild the Ninth District Agricultural School building, recently destroyed by fire.

S. 713. To make appropriations to the University of Alabama.

S. 718. To amend section 1952 of the Code of Alabama of 1907.

S. 722. To make an appropriation to the Alabama illiteracy commission or to the State board of education, if created, for the removal of illiteracy in Alabama.

S. 744. To amend section 79 of the Code of Alabama of 1907.

S. 743. To amend section 52 of the Code of Alabama of 1907.

S. 742. To amend section 5993, Code 1907, as amended by an act approved November 23, 1907.

S. 736. To make an appropriation for the State normal school for colored teachers located at Montgomery.

H. 945. To amend section 2 of an act to amend section 3265 of the Code of Alabama, approved September 22, 1915.

S. 737. To make appropriations to the State normal schools for white teachers located at Florence, Jacksonville, Livingston, Troy, Daphne and Moundville.

S. 738. To make an appropriation to the public schools.

S. 739. To amend section 692 of the Code of Alabama (making appropriation for the maintenance of the Geological Survey).

S. 740. To amend an act to provide a stenographer for the Supreme Court reporter, to fix the salary of same and to make appropriations to pay such salary, approved April 24, 1911 (Acts 1911, p. 723).

S. 746. To amend an act to better secure the administration of the financial affairs of the State in respect to expenditures and appropriations; and for that purpose to establish a State budget commission, and prescribe rules and regulations governing the same, approved February 11, 1919, by adding thereto a provision for the payment by the State for the services of the members of the State budget commission.

S. 745. To amend section 5992, Code 1907.

S. 741. To amend section 5982 Code 1907.

Mr. Dunaway, chairman of the Standing Committee on Ways, Means and Appropriations, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report, with amendment:

S. 485. (With amendment.) To fix the salary of the clerk of the Court of Appeals of Alabama.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report:

H. 1128. To reapportion the representatives in the House of Representatives and in the Senate of the State of Alabama, in compliance with the requirements of the Constitution.

Mr. Long of Sumter, chairman of the Standing Committee on Agriculture, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report:

H. 1029. To amend section 4 of act No. 60 of General Laws (and joint resolution) of Legislature of Alabama passed at the first session of 1919 and approved February 14, 1919, to provide for extension work in agriculture and home economics.

Mr. Lynne, acting chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on

the following bill and ordered the same returned to the House with a favorable report:

H. 868. To amend section 3652 of the Code of Alabama 1907.

S. 374. To submit to the qualified voters of the State of Alabama, at a special election to be held on the proclamation of the governor of Alabama, for their consideration, an amendment to the Constitution of Alabama empowering the Legislature to authorize counties, which have or which shall have taxable property in such counties of one hundred millions of dollars annually, or more, according to the assessments by such counties for the year 1918 A. D., or according to any annual assessment hereafter made, to engage in, lend their credit, grant public money or other thing of value in aid of the acquirement, construction, purchase, ownership, lease, maintenance, use, control and operation of highways, railroads,—by any kind of motive power, conveyance or appliance; freight stations; passenger stations; wharves; piers; docks; warehouses; grain elevators; storage tanks; team trucks; and all other facilities and structures appurtenant thereto, in aid of commerce; the dredging of the approaches to the water terminals; to traverse or cross adjacent counties; and to increase the limit of county indebtedness from $3\frac{1}{2}$ to $4\frac{1}{2}$ per cent of such taxable property.

S. 579. To further regulate public service in this State.

S. 572. To create a commission with authority and powers to act for and on behalf of the State of Alabama in acquiring by purchase or condemnation the building in the city of Montgomery, Alabama, commonly known and designated as the "First White House of the Confederacy," and also the land whereon said building rests or such other land as said commission may deem advisable, and to make appropriation for such purpose and for the maintenance and repair of such property.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report with amendment:

S. 710. (With amendment.) To amend subdivision 84 of section 361 of an act to provide for the general revenue of the State of Alabama, approved September 10th, 1919.

H. 1144. (With amendment.) To abolish, annul and abrogate the office of constable in the following named precincts, lying within the city of Birmingham, Alabama, viz: Numbers 21, 37, and 46 and in also the following precincts, lying partly within and partly without the city of Birmingham, Alabama, viz: Numbers 9, 10, 29, 34, 36, 42, 45, 52, 53 and 54 and to provide for successors.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

S. 537. To create the office of county solicitor in all counties having a population of not less than eighteen thousand one hundred and twenty-five and not more than eighteen thousand nine hundred according to the Federal census of 1910 or any subsequent Federal census, and to provide for the election of such solicitor by the qualified electors of such counties and prescribe his qualifications and duties and fix his compensation.

S. 561. To create a maritime lien for compensatory damages in favor of the personal representative of any person suffering death by the wrongful act, omission, or negligence, whilst in the territorial waters of this State, of any kind of boat, vessel, barge, or other floating property, that is within the admiralty and maritime jurisdiction of the United States.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report:

H. 1127. To require every State official, or official holding office under the authority of the State, and who is paid a salary or receives pecuniary profit for his services as such official, and whose office or post of duty is located in the capitol building or in the city of Montgomery, to reside or live in or sufficiently near to the city of Montgomery as that such office or post of duty shall be reasonably accessible to him daily, and to provide for the impeachment or removal of such official on failure to comply with the requirements of this act.

S. 344. To provide for a clerk to the tax assessor in counties having more than 37,000 population and less than 37,400 population, according to the 1910 Federal census, to prescribe the duties of such clerks and provide for their appointment and compensation.

S. 563. To amend section 6647 of the Code of Alabama of 1907.

S. 550. To repeal sections 6655 and 6656 of the Code of Alabama of 1907.

S. 512. To repeal an act of the Legislature of the State of Alabama, entitled an act requiring the election of members of courts of county commissioners, or boards of revenue of counties in the State, having, or may hereafter have an area of one thousand five hundred seventy-five square miles, or more, by the

voters only of the district which such commissioners represent, and to make such officers ineligible to election as their own successors, approved September 10, 1915.

S. 513. To repeal an act of the Legislature of the State of Alabama, to permit county commissioners in any county of Alabama, which has or may have an area of one thousand five hundred seventy-five square miles, or more to succeed themselves in office if they are properly qualified and elected, approved September 28, 1915.

S. 580. To amend an act approved February 18, 1919, entitled, "An act to authorize the trial court to impose an indeterminate sentence in all felonies for which the court fixes the punishment; to provide for the parole of convicts under the indeterminate sentence, and to authorize the board of pardons to establish rules in the matter of paroles."

S. 475. To regulate and define the power and jurisdiction of constables in all counties in the State of Alabama having a population of 200,000 or more, according to the last or any future Federal census.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report with substitute:

S. 463. (With substitute.) To fix the salary of the judge of the county court in all counties having a population of not less than 32,900 and not more than 33,000 or any subsequent Federal census.

Mr. Andrews, chairman of the Standing Committee on Banking and Insurance, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report:

S. 289. To provide how any fraternal benefit society or societies organized or doing business under the laws of this State, may consolidate, merge or reinsure its, or their insurance risks, with any other fraternal benefit society, or societies; and to provide how many such society or societies may assume, insure or reinsure the risks of any other fraternal benefit society, or societies; and to provide penalties for the violation of the provisions hereof.

The above and foregoing bills were severally read a second time and placed on the calendar.

BILLS REPORTED ADVERSELY.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with an adverse report:

H. 670. To amend an act entitled an act to amend sections 4594 and 4595 of the Code of Alabama, approved April 7th, 1911.

H. 669. To amend section 7579 and 7581 of the Code of Alabama, 1907.

H. 668. To require insurers of property against loss or damage by fire, wind or lightning to pay not less than the full amount on which premiums are paid in case of total loss, and to fix the proportion thereof to be paid in case of partial loss, and to fix the measure of damages and to provide for certain persons being agents of insurers in such matters.

Mr. Dunaway, chairman of the Standing Committee on Ways, Means and Appropriations, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with an adverse report:

S. 727. To provide for changing the name and for making an appropriation to the Huntsville State normal and Industrial School, to be known as the Agricultural and Mechanical College for Negroes.

Mr. Long, chairman of the Standing Committee on Agriculture, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with an adverse report:

H. 778. To amend sections 6671 and 6672 of the Code of Alabama of 1907.

H. 779. To authorize the erection, operation and maintenance of county scales; to create the office of county weigher, define his duties, fix his compensation and to provide penalties for the violation of this act.

REPORT FROM COMMITTEE ON ENGROSSED BILLS.

Mr. Speaker:

Your Committee on Engrossed Bills begs leave to report that it has examined the following House bills:

H. 8. To regulate the sale of standing timber, fix time limit for cutting and removing same, providing a right-of-way for cutting and removing timber and providing for the reversion of the title after the time limit expires.

Also:

H. 256. To authorize and empower counties, cities and towns to appropriate moneys out of their general funds for the maintenance and support of municipal bands and other musical organizations for public entertainment.

Also:

H. 324. To provide a fund for support of a law library for the circuit court in counties of two hundred thousand or more inhabitants, without appropriations from the State or county treasury.

Also:

H. 441. To amend section 3453 of the Code of Alabama of 1907.

Also:

H. 549. To provide for the relief of E. C. Childs, tax collector, Geneva county, Alabama during the year 1910, in the matter of refunding \$448.50, on account of an unused poll tax receipt book being charged to him in the final settlement for the year 1910 by the State auditor, and to make an appropriation for the refund of this \$448.50 to E. C. Childs.

Also:

H. 578. To authorize the court of county commissioners, board of revenue, or other governing body of any county in this State which has outstanding an indebtedness evidenced by warrants which have been regularly issued and registered, to settle, adjust and refund the same, and for that purpose to issue new warrants of said county.

Also:

H. 596. To provide a means whereby the county board of education may be required to arrange for the opening of the county high school on written petition signed by a majority of the patrons of the county high school living outside of the incorporated town as shown by the records in the office of the county high school for the next preceding year.

Also:

H. 642. To amend an act entitled an act "To provide for the hiring, management, control and inspection of county convicts, approved November 30, 1907.

Also:

H. 821. To validate payments heretofore made by county authorities for cattle tick eradication and all debts contracted and warrants issued heretofore for vats and other expenses of tick eradication.

Also:

H. 656. To authorize and empower cities and towns of the State of Alabama to contract with the United States of America,

the State of Alabama, and any county of the State of Alabama, for the construction or improvement, or the reconstruction or re-improvement of streets, avenues and highways, when such streets, avenues or highways are established, constructed, reconstructed, improved or reimproved by the United States government, the State of Alabama, or any county of the State of Alabama, and to agree upon the proportionate share of the cost of such assessment to be paid by any municipality; and to provide for the assessment of the same against the property benefited; and to authorize the issuance of bonds for such public improvements; and to provide that such proceedings shall be governed by the general laws of Alabama relating to assessments for public improvements, except as herein provided.

Also:

H. 850. For the relief of J. N. Varner, of Conecuh county, Alabama, appropriating to him one hundred forty dollars (\$140.-00) out of any funds in the State treasury not otherwise appropriated on account of his name being wrongfully stricken from the pension roll as a Confederate veteran.

Also:

H. 905. To provide that in all counties having a population of not less than 22,750 and not more than 23,000, according to the last preceding Federal census, or any subsequent census, the informer shall receive one-half of the fine in all cases of conviction for violation of the prohibition law and to provide for the payment of same in such counties.

Also:

H. 913. To provide for the payment of the expenses and compensation of a guard incurred in bringing back to the State of Alabama from Little Rock, Arkansas, L. W. Griffith, a fugitive from justice, charged under proper process with the charge of burglary and grand larceny; and brought back to Alabama under due and legal authority and requisition of the governor of Alabama.

Also:

H. 938. To require the payment to State convicts, upon their lawful discharge from penal servitude, of additional cash allowances adequate to their needs.

Also:

H. 944. To provide for the establishment and maintenance of public libraries by counties, to provide for their government and supervision, and to authorize the co-operation and affiliation of rural, town and village school libraries with any libraries so organized.

Also:

H. 969. To amend an act entitled, "An act to provide for the establishment, discontinuance, construction, use, working and maintenance of the public roads, bridges, and ferries of the several counties of this State; to define the duties and powers of the boards of revenue, courts of county commissioners, or other governing bodies of each of the several counties with regard to same; and to fix penalties for the violation of the rules, regulations and laws of the boards of revenue, courts of county commissioners or other like governing bodies of the several counties, approved September 22, 1915.

Also:

H. 1033. To require the superintendent, manager, intern, or other person in control or in charge of hospitals, and physicians, treating injured persons, to report, to the chief of police and sheriff, any and all injured persons coming into such hospital, in counties having a population of two hundred thousand or more, according to the last Federal census or any future Federal census and to fix penalties for the violation thereof.

Also:

H. 1046. To amend section 1 of an act entitled, "An act to provide for the election of a solicitor for each judicial circuit in the State; to fix his compensation; authorize the appointment or election of deputy solicitors and assistant solicitors, prescribe their duties and authority, and fix their compensation," approved September 25, 1915.

Also:

H. 1049. To provide for the construction of a fire-proof building for the safe keeping of all county records in all counties of the State having more than 150,000 population according to the last or any succeeding Federal census and to provide for the keeping of records therein.

Also:

H. 1056. To fix the salary of all judges of probate in all counties in this State which now have, or which may hereafter have a population of as much as eighty-two thousand people and less than two hundred thousand people according to the last Federal census or any such census which may hereafter be taken, who are now or may hereafter be paid on a salary basis, and also for clerical help and other expenses and to provide for payment thereof.

Also:

H. 1059. To designate the public road from Chancellors Ferry and running in a northerly direction to Creswell Church, and on by way of Vincent, Sterrett, Vandiver, Dunnovant, intersecting the main highway of Jefferson county, near Leeds, Alabama, as a State trunk road.

Also:

H. 1076. To provide that in all the counties of the State of Alabama having a population of not less than 39,920 nor more than 39,925 according to the last preceding Federal census, that the interest on all interest-bearing warrants issued from and after the passage and approval of this act, by the court of county commissioners, board of revenue or other governing body of such counties, by whatever name called shall be a preferred claim against the general fund of such counties, shall be payable out of the general fund of such counties each year, and to provide the time and manner of the payment of such interest out of said general fund.

Also:

H. 1077. To provide that in all counties of the State of Alabama, having a population of not less than 39,920 nor more than 39,925 according to the last preceding Federal census, the interest on outstanding road warrants issued by such counties, where such outstanding road warrants amount to the sum of \$140,000.00 and bear interest at the rate of six (6%) per annum, shall become a preferred claim against the general fund of such counties, shall be paid out of the general fund of such counties and to provide the manner of the payment of such interest.

Also:

H. 903. For the relief of Robert Thrasher.

Also:

H. 231. To amend section 1 of an act entitled an act to designate certain public roads of the State of Alabama as State trunk roads, and to provide the manner in which such roads shall be located, improved and maintained. Approved September 10, 1915.

Also:

H. 228. To authorize courts of county commissioners or boards of revenue of any county, in which the State or Federal authorities shall take or have taken up the work of farm demonstration or the organization of farm life clubs, to appropriate funds for aiding in such work.

Also:

H. 1068. To vacate the dedication of all streets, roads, avenues and alleys through, over, on or across the following described property, situated in the county of Montgomery and State of Alabama, to-wit: Beginning at the half mile corner in the center of section ten (10), township sixteen (16), range seventeen (17); thence west twenty-one hundred forty-five (2,145) feet to the right of way of the Mobile & Ohio railroad; thence along said railroad right of way north forty (40°) degrees thirty

(30') minutes west twenty-eight hundred two (2,802) feet; thence and continue with said railroad right of way north forty-two and one-half ($42\frac{1}{2}^{\circ}$) degrees west one hundred ninety-four (194) feet to a stake; thence north forty-nine (49°) degrees thirty (30') minutes east twelve hundred forty-three (1,243) feet; thence north seventy-two and one-half ($72\frac{1}{2}^{\circ}$) degrees east nine hundred sixty-two (962) feet to the Washington Ferry road; thence along the west side of said road south fifty-three and one-half ($53\frac{1}{2}^{\circ}$) degrees east nine hundred (900) feet; thence and continue with said road south forty-five and one-half ($45\frac{1}{2}^{\circ}$) degrees east two hundred twenty-five (225) feet; thence and continue with said road south thirty-nine (39°) degrees thirty (30') minutes east five hundred (500) feet; thence and continue with said road south thirty (30') minutes east one hundred one (101) feet; thence and continue with said road south sixteen (16°) degrees east five hundred (500) feet; thence and continue with said road south thirty (30') minutes east five hundred (500) feet; thence and continue with said road south twenty (20°) degrees east one hundred eighty (180) feet; thence and continue with said road south twenty-seven (27°) degrees east eighty-nine (89) feet to a stake; thence south one (1°) degree west five hundred eighty-one (581) feet to a stake; thence east three hundred seventy-seven (377) feet to a stake; thence south along the half section line five hundred eighty-seven (587) feet and to a point three hundred seventy-three (373) feet north of the said center of section ten (10); thence south fifty-seven and one-half ($57\frac{1}{2}^{\circ}$) degrees east ninety-four (94) feet; thence south eighty-six (86°) degrees east eight hundred nineteen (819) feet; thence south fifteen (15°) degrees east two hundred sixty-four (264) feet to a stake; thence west forty-one (41) feet; thence south fifteen (15°) degrees east two thousand sixty-five (2,065) feet to the Selma road, thence along said road south seventy-five (75°) degrees west five hundred seven (507) feet; thence south fifty-four (54°) degrees west one hundred forty-two (142) feet along the said road, thence and continue with said Selma road south forty-four (44°) degrees west five hundred forty-three (543) feet to the intersection of the right of way of the Mobile & Ohio railroad; thence along and with the curvature of said railroad right of way north seventy-two (72°) degrees west two hundred seventy (270) feet; thence and continue with said railroad right of way north sixty-five and one-half ($65\frac{1}{2}^{\circ}$) degrees west two hundred forty-five (245) feet to the half section line dividing section ten (10); thence north along said half section line twenty-four hundred twenty (2,420) feet to the center of section ten (10), township sixteen (16), range seventeen (17), the said point of beginning.

Also:

H. 1066. To alter, extend or re-arrange the boundary lines of the corporate limits of the town of Brighton, Alabama.

Also:

H. 410. For the relief of H. C. Davidson, trustee for Camp Lomar United Confederate Veterans, and to require the county's proportion of the license money paid by said H. C. Davidson, as said trustee, in March, 1917, to be refunded by the treasurer of Montgomery county, or the person or corporation acting as such treasurer, and requiring the auditor of the State of Alabama to draw his warrant, for the amount or proportion of said license money which the State received, in favor of said H. C. Davidson, trustee, the total being \$120.00.

Also:

H. 955. To provide for the relief of L. F. Jackson and to authorize the payment to him of the sum of one hundred dollars out of the fine and forfeiture fund of Jefferson county, same having been paid by him upon the forfeiture of a bond of Judge Morrow.

Also:

H. 783. To repeal an act to require the commissioners' court of Morgan county, to work all the county convicts of said county on the public roads of said county passed by the Legislature of Alabama at the session of 1911 and approved on March 11th, 1911.

Also:

H. 1044. For the relief of W. J. Richardson, sheriff of Pickens county, Alabama, to pay him the sum of \$177.07 due him by the State of Alabama for extraordinary expenses incurred in the extradition of Charley Carpenter from Muskogee, Oklahoma, under authority from the governor of Alabama dated December 16, 1918.

Also:

H. 1038. To repeal an act entitled, "An act to authorize and empower the Decatur Land Company, a corporation, to list certain of its lands to tax assessor of Morgan county in acreage." Approved December 13, 1900.

Also:

H. 803. To regulate and provide for the payment of claims against the fine and forfeiture fund of Autauga county, Alabama.

Also:

H. 904. For the relief of J. S. Ward and R. H. Wood.

Also:

H. 211. For the relief of Cora Rasco, of Jefferson county, Alabama, for the death of her husband, Robert F. Dickinson,

who was killed by falling rock in Lucile Mine, in Bibb county, Alabama, on the 26th day of May, 1913, while in the employment of the State of Alabama.

Also:

H. 615. To amend certain sections of the primary election law, being "An act to regulate primary elections in the State of Alabama," appearing in the printed acts of 1915 at pages 218 to 239 inclusive, by amending, to-wit: Sections 8, 9, 11, 12, 19, 20, 23, 32, 33, 36, 38, 39, 40, 41, 42, 43, 45, 49, 52 and 58 of said act.

And find same correct.

W. H. Stoddard,
Chairman.

The report of the committee was concurred in and adopted.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted the report of the Committee of Conference on the disagreement of the two houses on the House amendment to the bill:

S. 12. To provide pensions for all soldiers and sailors who were in the military or naval services of the State of Alabama and for those who served in the Army or Navy of the Confederate States of America with certain exceptions and who did not desert the same in the War Between the States of the United States of America in the years 1861, 1862, 1863, 1864, 1865, and who are bona fide resident citizens of the State of Alabama and to regulate and to provide for the payment of such pensions by the State of Alabama.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has received the accompanying message from his excellency, the governor, proposing an amendment to the bill:

S. 442. To create the office of State fire marshal and to provide for the appointment of deputy marshal and assistant; to define their powers and duties and to fix their compensation; provide ways and means for the enforcement of this act and penalties for violation thereof, and to provide means for defraying the expenses incurred under the provisions hereof.

September 17, 1919.

Gentlemen of the Senate:

I herewith return Senate bill No. 442 without my approval for correction of the title so as to make it correspond with certain provisions of the body of the proposed enactment, and if section 6 is amended as recommended herein below, namely:

1. Amend title of Senate bill No. 442 by striking out therefrom the words "deputy marshal and assistant" and substituting therefor the words, "deputy marshals and assistants."

2. Amend section 6 of Senate bill No. 442 by striking therefrom the words "not needed for the maintenance and expenses of the department of State fire marshal shall be carried forward to the next fiscal year," and by substituting in place of the words so stricken out the words "shall be covered into the general fund of the State treasury."

Respectfully,

Thos. E. Kilby,
Governor.

And the Senate has concurred in and adopted said amendment proposed by his excellency, the governor, to said bill, by a vote of a majority of the whole number elected to the Senate, said vote being: Yeas, 32; nays, 0.

And sends said bill, together with the governor's message, herewith to the House for its consideration.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Sparks, the House concurred in and adopted the amendment proposed by the governor to the bill, S. 442, said governor's amendment being set out in the above and foregoing message from the Senate.

Yeas, 67; nays, 0.

Yeas:

Messrs:

Mr. Speaker
Alexander
Allen
Andrews
Arnold
Austin
Baker
Benners
Bracken
Brindley
Calvert
Christian
Clayton
Cliett
Cobbs
Crump
Dansby

Deese
Dunaway
Edwards (Dallas)
Edwards (Pike)
Ellis (Elmore)
Faulk
Fletcher
Gilbert
Graham (Autauga)
Hall (Henry)
Hall (Marion)
Hale
Hare
Hawkins
Holmes (Baldwin)
Holmes (Elmore)
Howle

Ingram
Jones (Escambia)
Johnson
Lawson
Lee (Butler)
Lee (Perry)
Long (Sumter)
Longshore
Lynne
Mathews (Clarke)
Mathews (Wilcox)
Milford
Murphree
McDonald
McLeod
Orr
Parker

Partridge
Peters
Pittman
Preston
Robertson
Ross
Russell
Salter
Shaw
Smith
Sparks
Stoddard
Tompkins
Van de Graff
Williams
Woodard

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bills and returns same herewith to the House:

H. 693. To abolish the town of Hollins, a municipal corporation, in Clay county, Alabama, and to dissolve the incorporation thereof, and to provide for the disposition of the records of said town.

H. 761. To provide for the more efficient construction and maintenance of the public roads and bridges of Crenshaw county; to provide for the election of a county engineer, to fix his salary and term of office and to prescribe his duties; to prescribe the duties of the commissioners court under this act; to provide revenue for the roads and bridges of the county; to levy a commutation fee of five dollars in lieu of road work; to levy a vehicle license tax for road purposes; to prescribe the duties of the tax assessor, tax collector, probate judge and sheriff under this act and to fix their compensation; to provide for the assessment and collection of the taxes under this act; to provide for the punishment of persons violating the provisions of this act; to provide for the disposition of fines and forfeitures, collected under this act and for the hire of county convicts under this act and to provide such other duties as may be necessary for the better and more efficient construction and maintenance of the public roads and bridges of the county.

H. 914. To amend an act entitled "To fix the time of holding the circuit court in the third judicial circuit of the State of Alabama," as amended and approved April 7th, 1911.

H. 655. To establish a county court for Morgan county; to define its jurisdiction and powers; to provide for its officers, their powers, duties and compensation; to provide that the said court shall be open at all times for the trial of cases and transaction of business; prescribing rules and procedure of said court; and to provide for the transfer of certain causes now or hereafter pending in the circuit court of Morgan county to the Morgan county court.

H. 822. That the county treasurer or custodian of funds be authorized and directed to transfer all monies to the credit of the special fail fund to the credit of the general fund.

H. 951. To provide for the consolidation of two cities or towns whose boundaries touch with a third town or city not contiguous to either but whose boundary line is within one mile or less of the boundary of either of the others, so as to include within the consolidated city or town the territory between such cities or towns, prescribe the manner in which such consolidation

may be had, to provide for the organization of the municipal government of the consolidated city or town, to provide for the payment of the debts of each of the consolidated cities or towns, the performance of the existing contracts of each of said cities and towns, and the disposition of the property of each of the consolidating cities or towns.

H. 1039. To repeal an act entitled an act to provide for the construction, repairing, working and maintaining of the public roads of Russell county, Alabama, and to provide for the levying of a tax for the same and for punishing road defaulters, approved September 26th, 1903. Local Acts, 1903, pages 355, et sequiter.

H. 975. To dissolve the municipal corporation of the town of James, Alabama.

H. 943. To regulate and prescribe the manner of electing county commissioner of Talladega county.

H. 999. To provide for and regulate the payment of officers' costs in criminal cases where the defendant is acquitted or where State takes a nolle prosequi, or where case is abated by the death of defendant, or where the indictment is withdrawn and filed in counties having a population according to the last Federal census of not less than eighteen thousand three hundred and not exceeding eighteen thousand five hundred.

H. 619. To create and establish a board of revenue in and for Morgan county, Alabama, in the place and stead of the commissioners' court now existing in said county, and abolishing said commissioners' court; to divide said county of Morgan into four districts, defining the boundaries thereof; providing that the present county commissioners shall be the members of said board of revenue for their unexpired term; fixing the term of office and providing for the election of subsequent members thereof; defining the jurisdiction of said board of revenue; fixing their compensation; conferring upon said board of revenue and the individual members thereof all the jurisdictions, powers and authority granted by law to county commissioners and to commissioners courts and boards of revenue in this State; authorizing the appointment by said board of revenue of a county auditor and a superintendent of public roads; providing for the holding of monthly meetings of said board of revenue beginning on the second Monday in each month; providing for the repeal of all laws in conflict with this act and, fixing the time when this act shall become operative.

H. 508. To empower and direct the court of county commissioners of Henry county, Alabama, to pay from the general fund of said county for the publication of notices of intention

to apply for the enactment of local laws for said county when the same are applicable to the entire county.

H. 777. To provide for the more efficient construction and maintenance of the public roads and bridges of Crenshaw county, Alabama; to provide for raising revenue for the same; to levy a vehicle license tax on automobiles, motor trucks and all motor vehicles owned and operated by citizens of Crenshaw county, Alabama; to prescribe the duties of the tax assessor and tax collector of said county under this act; to provide penalties and punishment for the violation of this act, and to repeal conflicting laws.

H. 976. To amend an act to establish an inferior court in precincts 15 and 20 in Calhoun county, Alabama, in lieu of all justices of the peace and notaries public, with powers of justices of the peace in said precincts, and to define the jurisdiction and powers of said courts and the judge thereof, to provide for the execution of the process of said court and the operation thereof, to regulate the rendition of judgments by default, to provide for the election, term of office, qualifications and compensation of the officers of said court, and the mode of their selection, and to abolish the office of justice of the peace and notary public, with power of justice of the peace in said precincts. Approved August 25th, 1915.

W. F. Miller,
Secretary.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Speaker :

Your Committee on Enrolled Bills begs leave to report that it has examined the following bills:

H. 650. To provide for the appointment of bailiffs in all courts of record in all counties of the State of Alabama having a population of 200,000 or more according to the last or any subsequent Federal census, and to fix the compensation of such bailiffs and to provide for the payment of such compensation.

Also:

H. 664. To provide for the printing and publication of the reports of the Supreme Court and the Court of Appeals of Alabama, and for the distribution or sale of same.

And finds same correctly enrolled.

Robert F. Peters,
Chairman.

SIGNING OF BILLS.

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the

reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing report of the Committee on Enrolled Bills.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in:

H. J. R. 368. Relative to the return of S. 280 and the erasure of the signatures of the presiding officers therefrom.

And returns same to the House.

The President, in the presence of the Senate, has erased his signature.

W. F. Miller,
Secretary.

The Speaker, in the presence of the House, erased his signature.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following joint resolution:

By Mr. Carmichael:

S. J. R. 150. Resolved by the Senate, the House concurring, That when the Senate and House adjourn today it be till Tuesday, September 23rd, at 9 o'clock.

Resolved further, That the two bodies hold sessions on Tuesday, September 23; Wednesday, September 24, and Saturday, September 27, taking an adjournment from Wednesday, September 24, till Saturday, September 27.

Resolved further, That the Legislature adjourn sine die Saturday, September 27, 1919.

Resolved further, That all standing committees when necessary be requested to hold sessions of said committees on Monday, September 23rd.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Lynne, the House concurred in and adopted S. J. R. 150, which is set out in the above and foregoing message from the Senate.

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate has amended as therein shown, and as amended has passed the following House bill:

H. 555. To divide the State into judicial circuits for the circuit court, to be numbered and composed of the counties named. And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Long of Butler, the House non-concurred in the Senate amendment to the bill, H. 555, said Senate amendment being as follows:

Amend section 1 of said bill so that section 1 will read as follows:

Section 1. The State of Alabama is hereby divided into judicial circuits for the circuit courts, which circuits are numbered and composed of counties as follows:

First circuit.—Choctaw, Clarke, Monroe and Washington.

Second circuit.—Baldwin, Butler, Conecuh, Crenshaw, Escambia and Lowndes.

Third circuit.—Barbour, Bullock, Dale and Russell.

Fourth circuit.—Bibb, Dallas, Hale, Perry and Wilcox.

Fifth circuit.—Chambers, Lee, Macon, Randolph and Tallapoosa.

Sixth circuit.—Tuscaloosa.

Seventh circuit.—Calhoun, Cleburne and Talladega.

Eighth circuit.—Cullman, Lawrence, Limestone, Madison and Morgan.

Ninth circuit.—Cherokee, DeKalb, Jackson and Marshall.

Tenth circuit.—Jefferson.

Eleventh circuit.—Colbert, Franklin and Lauderdale.

Twelfth circuit.—Coffee, Covington and Pike.

Thirteenth circuit.—Mobile.

Fourteenth circuit.—Fayette, Lamar, Marion, Walker and Winston.

Fifteenth circuit.—Montgomery.

Sixteenth circuit.—Blount, Etowah and St. Clair.

Seventeenth circuit.—Marengo, Green, Pickens and Sumter.

Eighteenth circuit.—Clay, Coosa and Shelby.

Nineteenth circuit.—Autauga, Chilton and Elmore.

Twentieth circuit.—Geneva, Henry and Houston.

Amend section 5 so that section 5 will read as follows:

Section 5. Upon the passage and approval of this act there shall be appointed by the governor a judge and solicitor for the eighteenth judicial circuit created by this act.

Amend section 1 of the bill as follows:

Strike out the words Baldwin, Conecuh, Escambia, and Monroe where they now appear in said section and add thereto the following:

Twenty-first circuit.—Baldwin, Conecuh, Escambia and Monroe.

Further amend the bill by adding thereto sections 11, 12 and 13, as follows:

Section 11. Within thirty days after the passage and approval of this act the governor shall appoint a judge of said 21 circuit, who shall hold office till the general election to be held in 1922, at which time a judge shall be elected for the said 21 circuit as provided by law for the election of circuit judges in this State.

Section 12. That if after the expiration of thirty days from the approval of this act the solicitor of the second judicial circuit shall be a resident of any of the counties composing the 21 circuit, such solicitor shall be the solicitor of the 21 circuit, but should such solicitor of the second circuit not be a resident of any of the counties composing the 21 circuit within thirty days after the approval of this act, then the governor shall appoint a solicitor of the 21 circuit who shall hold office till the general election of 1922, at which time a solicitor for the 21 circuit shall be elected as provided by law for the election of circuit solicitors in this State.

Section 13. That the judge and solicitor of the 21st circuit herein created shall not assume the duties of their respective offices until after the expiration of thirty days from the approval of this act, and the present judges and solicitors of the circuit court of the several counties composing the 20th circuit shall continue to exercise their respective duties in said several counties for thirty days after the approval of this act.

And asked for a Committee of Conference, and the Speaker named as a Committee of Conference on part of the House, Messrs. Lynne, Hare and Long of Butler.

PROTEST FILED.

The following protest by Mr. Long of Butler was filed and ordered spread upon the Journal:

To the Speaker of the House of Representatives:

In accordance with the right guaranteed me as a member of the House of Representatives by section 55 of the Constitution of the State of Ala-

bama, I do hereby most solemnly protest against the passage of House bill 583, "Entitled an act to revise and improve the public health laws of Alabama of 1907 and sections 1632 and 1636 of said Code," and for reasons of such protest and assign the following:

1st. That said bill was illegally and unconstitutionally passed by the House of Representatives, in this, to-wit: That said bill was never ordered to a third reading and engrossment by the House.

2nd. That said bill was illegally and unconstitutionally passed by the House of Representatives. That the undersigned demanded a reading of said bill at length upon its passage and that the clerk of the House did not read said bill at length as required by the Constitution of the State of Alabama.

3d. That said bill was unconstitutionally passed in this, to-wit:

That many amendments were offered thereto by the members of the House of Representatives in an aggregation nominated by courtesy as a Committee on the Whole but which was in fact, only an informal gathering of the members of the House as it was not upon a Legislative day and was without warrant of law.

4th. That the amendments offered by the members of the so-called Committee of the Whole were various and several in number, but were voted upon as one amendment by the House on the passage of the bill.

5th. That said bill was passed over the protest of the undersigned, who demanded a reading at length thereof as required by the Constitution and that O. L. Tompkins was in the chair at the time and willfully disregarded the protests of the undersigned and refused to recognize him, so that he might discuss the merits of said bill as was his prerogative under the Constituion to do.

Respectfully submitted,

J. Lee Long.

State of Alabama, }
Montgomery County. }

Before me personally appeared J. Lee Long, who being duly sworn, deposes and says that he is a member of the Legislature from Butler county, and that he knows that the facts set forth in 2d section or paragraph of the foregoing are true and correct, and that the statements in the following paragraphs are true and correct according to the best of his knowledge and ability.

J. Lee Long.

Sworn and subscribed to before me, a notary public, in and for the county of Montgomery, in the State of Alabama, on this the 19th day of September, 1919.

Walter B. Jones,
Notary Public.

BILLS ON THIRD READING.

H. 1078. To provide for the relief of B. Ivey Burt, and to make an appropriation therefor.

Was read a third time at length and passed.

Yeas, 58; nays, 1.

Yeas:

Messrs:

Mr. Speaker
Albright

Allen
Austin

Benners
Bracken

Carnley
Christian

Cliett	Hall (Marion)	Mathews (Clarke)	Russell
Cobbs	Hale	Matthews (Wilcox)	Seale
Crump	Hare	Milford	Shaw
Dansby	Hawkins	Murphree	Simpson
Dickson	Holmes (Baldwin)	McDonald	Sparks
Edwards (Dallas)	Holmes (Elmore)	McLeod	Stewart
Edwards (Pike)	Howle	Orr	Tompkins
Ellis (Elmore)	Jones (Escambia)	Parker	Trammell
Faulk	Jones (Montgomery)	Peters	Van de Graff
Gilbert	Johnson	Pittman	Waddell
Graham (Autauga)	Lewis	Robertson	Wilson
Graham (Clarke)	Long (Sumter)	Ross	Woodard
Hall (Henry)	Lynne		

—58

Nays:

Mr. Long of Butler—1.

The bill was sent to the Senate without engrossment.

H. 491. To authorize and empower commissioners courts and boards of revenue or other like governing boards of each county in Alabama to make appropriations to pay premiums on live stock which may be exhibited in live stock shows in said county.

Was read a third time at length and passed.

Yeas, 54; nays, 8.

Yeas:

Messrs:

Mr. Speaker	Edwards (Dallas)	Johnson	Peters
Adams	Ellis (Elmore)	Jordan	Pittman
Alexander	Fletcher	Lawson	Robertson
Allen	Gilbert	Lee (Butler)	Ross
Andrews	Graham (Autauga)	Lewis	Russell
Arnold	Graham (Clarke)	Long (Sumter)	Seale
Bracken	Hall (Henry)	Longshore	Shaw
Brindley	Hall (Marion)	Lynne	Simpson
Calvert	Hale	Matthews (Wilcox)	Sparks
Carnley	Hare	Murphree	Tompkins
Cliett	Hawkins	McLeod	Van de Graff
Dansby	Holmes (Baldwin)	Orr	Waddell
Deese	Ingram	Parker	Woodard
Dunaway	Jones (Escambia)		

—54

Nays:

Messrs:

Albright	Faulk	Mathews (Clarke)	Preston
Baker	Howle	McDonald	Whorton

—8

And the bill was sent to the Senate without engrossment.

H. 900. To confer additional powers, authority and jurisdiction on and to further prescribe the duties of the board of control and economy created by the act of the Legislature, approved

February 13, 1919; to abolish the board of convict inspectors and the offices of the members and employees thereof and to confer upon the State board of control and economy all the power, authority and jurisdiction heretofore exercised by or under the authority of the State board of convict inspectors, and additional powers and authority, including authority and power to provide for the segregation, care, custody and treatment of tubercular persons; and to impose upon the board of control and economy all the duties heretofore required of the State board of convict inspectors and additional duties; to confer upon the board of control and economy general supervision and authority over the office of the State prison inspector who shall henceforth discharge the duties of his office in connection with and as part of the work of the State board of control and economy; to confer upon the board of control and economy certain duties and authority with reference to the purchasing and supplies of the public printing and binding, stationery, fuel and paper, and other powers and authority incident to the more efficient control and coordination of the business operation of the State; also providing for the necessary appropriation to pay all salaries, wages and other expenses and outlays authorized to be paid or incurred in this and the said original act of February 13, 1919.

Was read a third time at length and passed.

Yeas, 63; nays, 3.

Yeas:

Messrs:

Mr. Speaker	Ellis (Bullock)	Ingram	Pittman
Allen	Ellis (Elmore)	Johnson	Preston
Andrews	Faulk	Lee (Butler)	Salter
Arnold	Fletcher	Lee (Perry)	Seale
Austin	Gilbert	Lewis	Shaw
Baker	Graham (Autauga)	Long (Sumter)	Sparks
Bracken	Graham (Clarke)	Longshore	Stoddard
Brindley	Hall (Henry)	Lynne	Tompkins
Carnley	Hall (Marion)	Mathews (Clarke)	Trammell
Cliett	Hale	Matthews (Wilcox)	Truss
Cobbs	Hare	Milford	Van de Graff
Crump	Harrison	Mitchell	Waddell
Dansby	Hawkins	Murphree	Whorton
Dickson	Holmes (Baldwin)	McDonald	Williams
Dunaway	Holmes (Elmore)	Parker	Woodard
Edwards (Dallas)	Howle	Peters	

—63

Nays:

Messrs:

Albright Jones (Montgomery) Long (Butler)

—3

The bill was ordered sent to the Senate without engrossment.

H. 998. To provide for the establishment, change and discontinuance of public roads in this State.

Was read a third time at length and passed.

Yeas, 58; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dodson	Jones (Escambia)	McLeod
Albright	Edwards (Dallas)	Jones (Montgomery)	Orr
Allen	Edwards (Pike)	Johnson	Parker
Arnold	Ellis (Elmore)	Jordan	Partridge
Austin	Faulk	Lee (Butler)	Peters
Baker	Gilbert	Lee (Perry)	Preston
Bracken	Graham (Autauga)	Long (Sumter)	Salter
Brindley	Graham (Clarke)	Longshore	Shaw
Calvert	Hall (Henry)	Lynne	Sparks
Carnley	Hall (Marion)	Mathews (Clarke)	Stewart
Christian	Hawkins	Matthews (Wilcox)	Trammell
Cliett	Holmes (Baldwin)	Milford	Van de Graff
Cobbs	Holmes (Elmore)	Murphree	Williams
Crump	Howle	McDonald	Woodard
Dansby	Ingram		

—58

The bill was sent to the Senate without engrossment.

H. 869. To amend section 3643 of the Code of Alabama 1907.

Was read a third time at length and passed.

Yeas, 62; nays, 0.

Yeas:

Messrs:

Albright	Edwards (Dallas)	Lee (Perry)	Pittman
Alexander	Edwards (Pike)	Lewis	Preston
Allen	Ellis (Bullock)	Long (Sumter)	Robertson
Andrews	Ellis (Elmore)	Longshore	Ross
Arnold	Faulk	Lynne	Russell
Baker	Gilbert	Mathews (Clarke)	Salter
Bracken	Graham (Clarke)	Matthews (Wilcox)	Seale
Brindley	Hall (Henry)	Mitchell	Shaw
Calvert	Hall (Marion)	Murphree	Sparks
Carnley	Holmes (Baldwin)	McDonald	Tompkins
Christian	Holmes (Elmore)	McLeod	Truss
Cliett	Howle	Orr	Van de Graff
Cobbs	Ingram	Parker	Waddell
Crump	Jones (Escambia)	Partridge	Whorton
Dansby	Johnson	Peters	Woodard
Dickson	Lawson		

—62

The bill was sent to the Senate without engrossment.

H. 870. To provide for and prescribe fees to be paid on the consolidation or merger of corporations.

Was read a third time at length and passed.

Yeas, 62; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Edwards (Pike)	Lawson	Pittman
Albright	Ellis (Elmore)	Lee (Butler)	Preston
Allen	Faulk	Lee (Perry)	Russell
Arnold	Gilbert	Long (Sumter)	Salter
Baker	Graham (Clarke)	Longshore	Seale
Bracken	Hall (Henry)	Lynne	Shaw
Brindley	Hall (Marion)	Matthews (Wilcox)	Simpson
Calvert	Hale	Mitchell	Sparks
Carnley	Hare	Murphree	Stoddard
Christopher	Hawkins	McDonald	Tompkins
Cliett	Holmes (Baldwin)	McLeod	Trammell
Cobbs	Holmes (Elmore)	Orr	Van de Graff
Crump	Howle	Parker	Whorton
Dansby	Ingram	Partridge	Williams
Dickson	Jones (Montgomery)	Peters	Woodard
Edwards (Dallas)	Johnson		

—62

The bill was ordered sent to the Senate without engrossment.

H. 688. To provide for the organization of land owners, of any county, of districts within said county, for the purpose of building, improving and maintaining public roads in such districts, to confer the right of eminent domain to the extent necessary to carry out the purposes of this act, to provide for raising the funds by bond issue or otherwise, to pay the costs of building and maintaining such highways by assessment of the lands in said district in proportion to the benefits received by reason of such improvement.

Was read a third time at length and passed.

Yeas, 57; nays, 7.

Yeas:

Messrs:

Mr. Speaker	Edwards (Dallas)	Jordan	Peters
Allen	Edwards (Pike)	Lawson	Pittman
Arnold	Ellis (Elmore)	Lee (Butler)	Preston
Austin	Gilbert	Lee (Perry)	Robertson
Baker	Hall (Henry)	Lewis	Salter
Benners	Hall (Marion)	Longshore	Seale
Bracken	Hale	Lynne	Shaw
Brindley	Hawkins	Matthews (Wilcox)	Sparks
Calvert	Holmes (Baldwin)	Milford	Tompkins
Carnley	Holmes (Elmore)	Murphree	Trammell
Christian	Ingram	McLeod	Van de Graff
Cobbs	Jones (Escambia)	Orr	Waddell
Crump	Jones (Montgomery)	Parker	Williams
Dansby	Johnson	Partridge	Woodard
Dickson			

—57

Nays:

Messrs:

Faulk	Mathews (Clarke)	McDonald	Whorton
Graham (Clarke)	Mitchell	Stewart	

—7

The bill was ordered sent to the Senate without engrossment.
H. 452. (With substitute.) Authorizing a bank to pay the deposit of a deceased depositor to the widow, or husband, or heirs of the deceased, where the deposit does not exceed one thousand (\$1,000.00) dollars, after the lapse of sixty (60) days from the death of the deceased.

Was taken up. The question was upon the adoption of the substitute reported by the Standing Committee on Banking and Insurance, said substitute being as follows:

SUBSTITUTE FOR HOUSE BILL 452.

A bill to be entitled an act authorizing a bank to pay the deposit of a deceased depositor to the widow, or husband, or heirs of the deceased, where the deposit does not exceed one thousand (\$1,000.00) dollars, after the lapse of sixty (60) days from the death of the deceased.

Be it enacted by the Legislature of Alabama:

Section 1. Whenever a person shall die, leaving a deposit in a bank, not exceeding one thousand (\$1,000.00) dollars, the bank of deposit may discharge itself from liability thereafter by paying the deposit to the widow or husband of the deceased, or if there be no widow or husband, to the person having the actual custody and control of the minor child or children of the deceased, (provided that such person, if not the legal guardian, shall execute to the probate judge of the county a band in the penal sum of double the amount of such deposit for the faithful accounting of the moneys so received, which shall be approved by said probate judge), or if there be no minor child or children, to the person or persons who, under the laws of Alabama, are the heirs and inherit the personal property of the deceased, provided, however, that no such payment is to be made by the bank before the lapse of sixty days from the date of the death of the deceased, and provided further that no such payment must be made by the bank under this act if letters testamentary or of administration have issued to a personal representative or a proceeding is pending to probate a will of the deceased, or if a petition for letters of administration on the estate of the deceased is pending in the court in this State which would have jurisdiction of the administration of the State; (and provided further that the amount or amounts on deposit, together with the other personal property of the deceased, shall not exceed the amount of exemptions allowed by law, and the bank shall be fully protected by requiring an affidavit by some reputable citizen as to such facts.)

Section 2. All laws and parts of laws in conflict herewith be and are hereby repealed.

And the substitute was adopted.

Yeas, 59; nays, 7.

Yeas:

Messrs:

Mr. Speaker	Edwards (Pike)	Ingram	Orr
Albright	Ellis (Elmore)	Jones (Escambia)	Partridge
Alexander	Faulk	Jones (Montgomery)	Peters
Andrews	Fletcher	Jordan	Pittman
Arnold	Gilbert	Lee (Perry)	Robertson
Austin	Graham (Autauga)	Lewis	Ross
Baker	Graham (Clarke)	Long (Sumter)	Russell
Bracken	Hall (Henry)	Longshore	Salter
Brindley	Hall (Marion)	Lynne	Shaw
Cliett	Hale	Mathews (Clarke)	Sparks
Cobbs	Hare	Matthews (Wilcox)	Stoddard
Crump	Hawkins	Milford	Tompkins
Dansby	Holmes (Baldwin)	Murphree	Van de Graff
Dickson	Holmes (Elmore)	McDonald	Williams
Edwards (Dallas)	Howle	McLeod	

—59

Nays:

Messrs:

Carnvert	Johnson	Stewart	Woodard
Carnley	Preston	Whorton	

—7

And the bill:

H. 452. Authorizing a bank to pay the deposit of a deceased depositor to the widow, husband, or heirs of the deceased, where the deposit does not exceed one thousand (\$1,000.00) dollars, after the lapse of sixty (60) days from the death of the deceased.

As amended by the substitute, was read a third time at length and passed.

Yeas, 59; nays, 7.

Yeas:

Messrs:

Mr. Speaker	Edwards (Pike)	Ingram	Orr
Albright	Ellis (Elmore)	Jones (Escambia)	Partridge
Alexander	Faulk	Jones (Montgomery)	Peters
Andrews	Fletcher	Jordan	Pittman
Arnold	Gilbert	Lee (Perry)	Robertson
Austin	Graham (Autauga)	Lewis	Ross
Baker	Graham (Clarke)	Long (Sumter)	Russell
Bracken	Hall (Henry)	Longshore	Salter
Brindley	Hall (Marion)	Lynne	Shaw
Cliett	Hale	Mathews (Clarke)	Sparks
Cobbs	Hare	Matthews (Wilcox)	Stoddard
Crump	Hawkins	Milford	Tompkins
Dansby	Holmes (Baldwin)	Murphree	Van de Graff
Dickson	Holmes (Elmore)	McDonald	Williams
Edwards (Dallas)	Howle	McLeod	

—59

Nays:

Messrs:

Calvert

Carnley

Johnson

Preston

Stewart

Whorton

Woodard

—7

And the bill was ordered sent to the Senate without engrossment.

H. 819. For the relief of A. P. White, Sr., ex-sheriff of Dale county, Alabama, for the paying the expense of a guard to the State of Florida for bringing back one Marvin Gissendannah, charged with assault with intent to murder in the circuit court of Dale county, Alabama, for which he was convicted and sent to the penitentiary for 15 years.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker

Alexander

Allen

Austin

Barganier

Benners

Bracken

Brindley

Carnley

Cliett

Cobbs

Crump

Dansby

Dickson

Edwards (Dallas)

Edwards (Pike)

Ellis (Bullock)

Ellis (Elmore)

Faulk

Graham (Autauga)

Graham (Clarke)

Hall (Henry)

Hall (Marion)

Hale

Hare

Harrison

Holmes (Baldwin)

Holmes (Elmore)

Howle

Ingram

Johnson

Lawson

Lee (Butler)

Lee (Perry)

Lewis

Long (Sumter)

Longshore

Lynne

Mathews (Clarke)

Matthews (Wilcox)

Milford

Mitchell

Moorer

Murphree

McDonald

Orr

Parker

Pittman

Preston

Robertson

Ross

Salter

Seale

Smith

Sparks

Tompkins

Trammell

Truss

Van de Graff

Woodard

—60

And the bill was ordered sent to the Senate without engrossment.

H. 219. To amend section two of an act entitled, "An act to regulate and prescribe the method of securing jury trials in civil causes at law, and in misdemeanors, and to prescribe how such causes shall be tried without intervention of a jury and reviewed, approved September 28, 1915."

Was read a third time at length and passed.

Yeas, 66; nays, 0.

Yeas:

Messrs:

Mr. Speaker

Albright

Alexander

Allen

Austin

Barganier

Benners

Bracken

Brindley

Carnley

Clayton

Cliett

Cobbs

Crump

Dansby

Dickson

Edwards (Dallas)

Edwards (Pike)

Ellis (Bullock)

Ellis (Elmore)

Faulk	Ingram	Matthews (Wilcox)	Robertson
Gilbert	Jones (Escambia)	Milford	Ross
Graham (Autauga)	Jones (Montgomery)	Mitchell	Salter
Graham (Clarke)	Johnson	Moorer	Seale
Hall (Henry)	Lawson	Murphree	Smith
Hall (Marion)	Lee (Butler)	McDonald	Sparks
Hale	Lee (Perry)	Orr	Tompkins
Hare	Lewis	Peters	Trammell
Harrison	Long (Sumter)	Pittman	Truss
Holmes (Baldwin)	Longshore	Preston	Van de Graff
Holmes (Elmore)	Lynne	Reynolds	Woodard
Howle	Mathews (Clarke)		

—66

And the bill was ordered sent to the Senate without engrossment.

H. 843. (With substitute.) Relating to cold storage and refrigerating warehouses and places, and the sale or disposition of the food kept or preserved therein.

Was taken up. The question was upon the adoption of the substitute reported by the Standing Committee on Revision of Laws, said substitute being as follows:

COMMITTEE SUBSTITUTE FOR H. 843.

A bill to be entitled an act relating to cold storage and refrigerating warehouses and places and the sale or disposition of the food kept or preserved therein.

Be it enacted by the Legislature of Alabama:

Section 1. The term food or articles of food as used in this act shall mean and include fresh meat and fresh meat products, except in the process of manufacture, and all fish, game, poultry, eggs, milk and milk products and edible fats and oils, provided that this act shall not apply to milk and milk products produced in this State, unless the same are presented for storage for more than a consecutive period of thirty (30) days from the receipt thereof.

Section 2. Any person, firm or corporation desiring to operate or to continue to operate a cold storage warehouse shall make application in writing to the State Director of Health for that purpose, stating the location of his plant or plants. On receipt of the application the State director of health shall cause an examination to be made into the sanitary condition of said plant or plants, and, if found by him to be in a sanitary condition and otherwise properly equipped for the business of a cold storage warehouse, he shall cause a license to be issued authorizing the applicant to operate such cold storage warehouse or warehouses for and during the period of one year. The license shall be issued

upon payment by the applicant of a license fee of ten dollars to the State department of health for each such warehouse.

Section 3. It shall hereafter be unlawful for any person, firm or corporation engaged in the business of cold storage warehousemen or in the business of refrigerating or who own, operate, control or lease any cold storage or refrigerating plant, to receive, nor shall any such person, firm or corporation place therein any article of food unless said food or the package containing same is branded, stamped or marked in some conspicuous place, upon the receipt thereof, the day, month and year when the same was received for storage or refrigerating, and it shall be unlawful for any such person, firm or corporation to receive any article of food which has been kept in cold storage without the State unless at the time of receipt such article offered is branded, stamped or marked with the day, month and year when it was placed in cold storage in such other state, or such person, firm or corporation shall have obtained the consent of the State board of health to receive such article of food.

Section 4. It shall be unlawful for any person, firm or corporation engaged in the business of cold storage warehousemen or in the business of refrigerating, or who own, operate, control or lease any cold storage or refrigerating plant, to permit any article of any kind whatsoever used for food now in the possession of any person, firm or corporation now engaged in the business of cold storage warehousemen or refrigerating, or who own, operate, control or lease any cold storage or refrigerating plant, to be taken from their possession without first having branded, stamped or marked on said article of food or the package containing the same in a conspicuous place the day, month and year when said article of food or package was received by any such person, firm or corporation engaged in the business aforesaid, or by any person, firm or corporation owning, operating, controlling or leasing any cold storage plant; and it shall be contrary to law for any person, firm or corporation to deface, destroy or obliterate the dates herein required except for the purpose of consuming such articles of food.

Section 5. It shall be unlawful to sell, or to offer or expose for sale, articles of food which have been held in any cold storage warehouse for a period of thirty days or over without notifying persons purchasing, or intending to purchase the same, that they have been so kept by the display of a placard conspicuously marked, "Cold Storage Goods," on the bulk mass or articles of food, and it shall be unlawful to represent or advertise as fresh articles of food which have been held in any cold storage warehouse for a period of thirty days or over.

Section 6. It shall hereafter be unlawful for any person, firm or corporation engaged in the business of cold storage warehousemen or refrigerating, or who own, operate, control or lease any cold storage or refrigerating plant, to keep in storage for preservation or otherwise any article of food a longer period than twelve calendar months without the consent, as herein provided, of the State board of health or its duly authorized agents or officers, or except as hereinafter otherwise provided.

Section 7. The State board of health is hereby vested with full power and authority, and it shall be the duty of said board, to inspect and supervise all places in this State now or hereafter used for cold storage or refrigerating purposes; the members of the State board of health or its duly authorized agents or employees of said board shall be permitted access to such place or places and all parts thereof at all times for the purpose of seeing that said place or places are kept and maintained in a clean and sanitary condition, and for the purpose of determining whether or not the provisions of this act or any other act relating to articles of food are being complied with. The State board of health is hereby granted power and authority to adopt such reasonable rules and regulations as may be essential to the proper protection of the consumer of the commodities kept and preserved in such place or places, and the State board of health may appoint and designate from time to time such person or persons as said board may deem fit for the purpose of making such inspection.

Section 8. All persons, firms or corporations engaged in the business of cold storage warehousemen or in the business of refrigerating, or who own, operate, control or lease any cold storage or refrigerating plant, shall submit a monthly report to the State board of health, upon printed forms to be provided by said State board of health, setting forth in itemized particulars the quantity of each and every article of food in storage, or in the control of said persons, firms or corporations; said monthly report shall be filed on or before the fifth day of each month, and reports so rendered shall show conditions existing upon the first day of the month in which said report is filed. It shall be the duty of any person, firm or corporation operating a cold storage warehouse to keep an accurate record of the receipt and withdrawals of the articles of food and the State board of health and all chemists, inspectors and employees of the State board of health shall have free access to those records at any time.

Section 9. No articles of food intended for human consumption shall be placed, received or kept in any cold storage warehouse if apparently diseased, tainted or so deteriorated in any other way as to injure its keeping. Any article of food, if in-

tended for use other than human consumption, shall be marked by the owner before being placed, received or kept in any cold storage warehouse in accordance with the forms prescribed or to be prescribed by the State board of health, in such a way as to plainly indicate the fact that such article is not to be sold for human food.

Section 10. In the event of any food, or any article used for food, being kept or maintained in refrigerating or cold storage places for a longer period than twelve months, report of such facts shall be filed by the person, firm or corporation operating such cold storage or refrigerating place or by those owning, operating, controlling or leasing any cold storage or refrigerating plant with the State board of health, upon blanks to be provided by said State board of health upon application, and no such food or article used for food shall, after the expiration of said period of twelve months, be delivered to any person, firm or corporation, without a certificate from the State board of health first had and obtained authorizing such delivery. Power is hereby given to said State board of health, or its proper agents, to extend the time when any particular food stuff or article used for food may be kept, maintained or preserved in such place or places.

Section 11. It shall be unlawful to return to any cold storage warehouse any article of food which has been once released from such storage and placed on the market for sale to consumers, but nothing in this section shall be construed to prevent the transfer of goods from one cold storage warehouse to another; provided, that all prior stamping, marking and tagging shall remain thereon, and that such transfer is not made for the purpose of evading any provision of this act.

And provided further that the provisions of this section shall not apply to packing house products produced and manufactured in this State in the ordinary course of their disposal as such by the producer and manufacturer but the State board of health may invoke the provisions hereof against any packing house when from investigation it is found necessary to protect the consumer.

Section 12. Any article of food kept or preserved in any cold storage warehouse or refrigerating place for a longer period than herein provided, after at least twenty days' notice to the owner or consignor of such article of food to remove the same, shall be sold at public auction by the person, firm or corporation having the custody of the same, at the place where the same is kept or preserved; such sale shall be within thirty days after the time limited for the keeping or preserving thereof, and the proceeds of such sale shall be paid to the owner or consignor thereof after

deducting storage or other charges thereon, unless said food has been condemned as unfit for use by the State board of health, in which case it shall be destroyed or otherwise disposed of under such conditions as the State board of health may prescribe.

Section 13. Any person, firm or corporation, or officer or officers thereof violating any of the provisions of this act, shall, upon conviction, be subject to a penalty of not exceeding five hundred dollars for the first offense. Any such person, firm or corporation, or officer or officers thereof, having once been convicted of violating any provisions of this act, shall upon a second offense, be held guilty of a misdemeanor. The conviction of any corporation shall not operate to relieve any officer or officers, agents, or employees, of such corporation from prosecution under the provisions of this act.

Sectin 14. If any paragraph or provision of this act shall be questioned in any court and held to be invalid, the remainder of this act shall not be invalidated thereby, but shall remain in full force and effect.

And the substitute was adopted.

Yeas, 36; nays, 35.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Hare	Pittman
Arnold	Crump	Harrison	Robertson
Baker	Dansby	Holmes (Baldwin)	Ross
Barganier	Ellis (Elmore)	Holmes (Elmore)	Russell
Benners	Fletcher	Ingram	Salter
Bracken	Gilbert	Long (Sumter)	Sparks
Brindley	Graham (Clarke)	Longshore	Tompkins
Carnley	Hall (Henry)	Lynne	Waddell
Clayton	Hale	Mitchell	Wilson

—36

Nays:

Messrs:

Alexander	Guy	Mathews (Clarke)	Seale
Allen	Hall (Marion)	Mathews (Wilcox)	Simpson
Calvert	Howle	Milford	Stewart
Christian	Johnson	Moorer	Trammell
Cliett	Jordan	McDonald	Truss
Edwards (Dallas)	Lawson	McLeod	Van de Graff
Edwards (Pike)	Lee (Butler)	Parker	Whorton
Faulk	Lee (Perry)	Preston	Williams
Graham (Autauga)	Long (Butler)	Reynolds	

—35

And the bill:

H. 843. Relating to cold storage and refrigerating warehouses and places, and the sale or disposition of the food kept or preserved therein.

As amended by the substitute, was read a third time at length and passed.

Yeas, 36; nays, 35.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Hare	Pittman
Arnold	Crump	Harrison	Robertson
Baker	Dansby	Holmes (Baldwin)	Ross
Barganier	Ellis (Elmore)	Holmes (Elmore)	Russell
Benners	Fletcher	Ingram	Salter
Bracken	Gilbert	Long (Sumter)	Sparks
Brindley	Graham (Clarke)	Longshore	Tompkins
Carnley	Hall (Henry)	Lynne	Waddell
Clayton	Hale	Mitchell	Wilson

—36

Nays:

Messrs:

Alexander	Guy	Mathews (Clarke)	Seale
Allen	Hall (Marion)	Matthews (Wilcox)	Simpson
Calvert	Howle	Milford	Stewart
Christian	Johnson	Moorer	Trammell
Cliett	Jordan	McDonald	Truss
Edwards (Dallas)	Lawson	McLeod	Van de Graff
Edwards (Pike)	Lee (Butler)	Parker	Whorton
Faulk	Lee (Perry)	Preston	Williams
Graham (Autauga)	Long (Butler)	Reynolds	

—35

And the bill was sent to the Senate without engrossment.

H. 849. To amend section 1313 of the Code of Alabama of 1907.

Was read a third time at length and passed.

Yeas, 60; nays, 2.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Jones (Montgomery)	McLeod
Albright	Crump	Johnson	Orr
Alexander	Dansby	Lawson	Partridge
Allen	Edwards (Dallas)	Lee (Butler)	Peters
Austin	Edwards (Pike)	Lee (Perry)	Pittman
Baker	Ellis (Elmore)	Long (Butler)	Ross
Barganier	Fletcher	Long (Sumter)	Russell
Benners	Gilbert	Longshore	Seale
Bracken	Graham (Clarke)	Lynne	Shaw
Brindley	Hall (Henry)	Mathews (Clarke)	Smith
Calvert	Hall (Marion)	Matthews (Wilcox)	Sparks
Carnley	Holmes (Baldwin)	Mitchell	Tompkins
Christian	Holmes (Elmore)	Moorer	Van de Graff
Clayton	Howle	Murphree	Wilson
Cliett	Ingram	McDonald	Woodard

—60

Nays:

Messrs:

Preston Simpson

—2

And the bill was sent to the Senate without engrossment.

H. 691. (With substitute.) To amend section 1 of an act to amend sections 3264 and 3265 and repeal section 6647 of the Code approved September 22, 1915.

Was taken up. The question was upon the adoption of the substitute, reported by the Standing Committee on Banking and Insurance, said substitute being as follows:

SUBSTITUTE FOR H. 691.

A bill to be entitled an act to amend section 1 of an act to amend sections 3264 and 3265 and repeal section 6647 of the Code of 1907, approved September 22, 1915.

Be it enacted by the Legislature of Alabama:

1. That section 3264 of the Code be amended so as to read as follows: 3264. The sheriff of the county must summons one person to serve as bailiff for the grand jury; one to serve as bailiff in every circuit court, or division thereof, in which causes are being tried without juries when directed by the judge; and not exceeding four to serve in every court, or division, in which cases are being tried by juries, when the judge thereof certifies that such bailiff or bailiffs are actually necessary.

2. That section 3265 be amended so as to read: 3265. Bailiffs actually serving in court shall receive three (\$3.00) dollars a day for every day they serve, to be paid out of the county treasury on the certificate of the presiding judge showing the number of days the bailiff actually attended the court and that his service was necessary. Provided that in circuits composed of one county having two or more circuit judges that each bailiff shall receive a salary of one thousand (\$1,000) dollars per annum payable in twelve (12) equal monthly installments out of the treasury of the county constituting such circuit upon the warrant of the president of the board of revenue.

3. That all laws or parts of laws, general, local or special, in conflict herewith, are hereby expressly repealed.

Mr. Dansby offered the following amendment to the substitute:

Amend substitute by substituting for the caption the following: To amend sections 1, 2 and 3 of an act to amend sections 3264 and 3265 and repeal section 6647 of the Code of 1907, said act being approved September 22, 1915.

And the amendment to the substitute was adopted.

Mr. Cobbs offered the following amendment to the substitute: Strike out words "special" and "local" in repealing clause.

And the amendment to the substitute was adopted.

And the substitute as amended was adopted.

Yeas, 59; nays, 3.

Yeas:

Messrs:

Mr. Speaker	Ellis (Elmore)	Lee (Perry)	Pittman
Alexander	Faulk	Lewis	Ross
Allen	Graham (Clarke)	Long (Sumter)	Russell
Austin	Hall (Henry)	Longshore	Seale
Baker	Hall (Marion)	Lynne	Shaw
Benners	Hare	Mathews (Clarke)	Simpson
Bracken	Hawkins	Matthews (Wilcox)	Smith
Brindley	Holmes (Baldwin)	Milford	Sparks
Carnley	Holmes (Elmore)	Moorer	Stoddard
Cliett	Howle	Murphree	Tompkins
Cobbs	Ingram	McDonald	Van de Graff
Crump	Jones (Montgomery)	McLeod	Waddell
Dansby	Johnson	Orr	Williams
Edwards (Dallas)	Lawson	Parker	Woodard
Edwards (Pike)	Lee (Butler)	Peters	

—59

Nays:

Messrs:

Calvert	Preston	Whorton	—3
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And the bill:

H. 691. To amend section 1 of an act to amend sections 3264 and 3265 and repeal section 6647 of the Code approved September 22, 1915.

As amended by the substitute as amended, was read a third time at length and passed.

Yeas, 59; nays, 3.

Yeas:

Messrs:

Mr. Speaker	Ellis (Elmore)	Lee (Perry)	Pittman
Alexander	Faulk	Lewis	Ross
Allen	Graham (Clarke)	Long (Sumter)	Russell
Austin	Hall (Henry)	Longshore	Seale
Baker	Hall (Marion)	Lynne	Shaw
Benners	Hare	Mathews (Clarke)	Simpson
Bracken	Hawkins	Matthews (Wilcox)	Smith
Brindley	Holmes (Baldwin)	Milford	Sparks
Carnley	Holmes (Elmore)	Moorer	Stoddard
Cliett	Howle	Murphree	Tompkins
Cobbs	Ingram	McDonald	Van de Graff
Crump	Jones (Montgomery)	McLeod	Waddell
Dansby	Johnson	Orr	Williams
Edwards (Dallas)	Lawson	Parker	Woodard
Edwards (Pike)	Lee (Butler)	Peters	

—59

Nays:

Messrs:

Calvert	Preston	Whorton	—3
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And the bill was ordered sent to the Senate without engrossment.

H. 577. (With substitute.) To further prescribe the qualifications and duties of directors of banks and trust companies doing a banking business in this State.

Was taken up. The question was upon the adoption of the substitute reported by the Standing Committee on Banking and Insurance, said substitute being as follows:

SUBSTITUTE FOR H. 577.

A bill to be entitled, "An act to further prescribe the qualifications and duties of directors of banks and trust companies doing a banking business in this State."

Be it enacted by the Legislature of Alabama:

Section 1. Every director of a bank, or a trust company doing a banking business, shall be the owner and holder of shares of stock in the bank or trust company, having a par value of at least five hundred (\$500.00) dollars, and every such director shall hold such shares in his own name, unpledged and unincumbered in any way, except statutory lien which might attach in favor of such corporation. Any director, at any time, violating any of the provisions of this section, shall be removed from office by the board of directors, or by the superintendent of banks, when the facts are made known to him. At least three-fourths of the directors of every such bank or trust company shall be residents of this State.

Section 2. Every such director shall, within thirty (30) days after his election, take and subscribe in duplicate an oath that they will diligently and honestly perform his duties as such officer, not knowingly violate, or permit to be violated, any provision of the banking law of this State, and that he is the owner, in good faith, of the shares of stock of the bank or company required to qualify him for such office, standing in his own name on its books and one of such oaths shall be forthwith filed with the superintendent of banks. No director shall perform the duties of his office until such oath is made and in case a director fails to make such oath, his place on the board shall be declared vacant and his successor elected as prescribed by the by-laws of the institution, such successor being required to have the same qualifications and take the same oath as provided by this act.

Section 3. It shall be the duty of the directors of banks and trust companies to meet regularly and direct the affairs of the corporation under their charge. (They shall see to it that all of the banking laws of the State are obeyed and that the business of the bank is so conducted as to be safe for the public to deal with.) Such directors, at their first meeting after election, shall

fix and prescribe the amount of bond that shall be required of each officer and employee of the bank, which amount shall be satisfactory to the superintendent of banks. They shall require a bond from each and every officer and employee handling money, checks, securities, or other valuable papers of the bank, such bond to be made by a bonding company authorized to make such bonds in this State, to be approved by the board of directors. The superintendent of banks or the board of directors may require an increase of the amount of such bond, or an additional bond or securities whenever they deem it necessary for the better protection of the bank. But the directors, as such, shall not be required to give bond.

Section 4. That all laws and parts of laws in conflict herewith be, and the same are hereby repealed, and this act shall become effective on January 1st, 1920, except that directors now serving may serve out the time for which they were elected, but shall not be re-elected unless the qualifications herein required are complied with.

Mr. Dansby offered the following amendment to the substitute:

Amend the substitute for House bill 577 as follows:

1. Strike out the words "five hundred where they appear in section 1 of the bill and insert in lieu thereof "two hundred."

2. Amend section 3 by striking out the second sentence thereof which begins with the words "They shall see" and sending with the words "public to deal with."

And the amendment was adopted, and the substitute as amended, was adopted.

Yeas, 64; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Edwards (Pike)	Jordan	Peters
Alexander	Ellis (Elmore)	Lawson	Pittman
Allen	Faulk	Lee (Butler)	Preston
Andrews	Fletcher	Lewis	Robertson
Austin	Gilbert	Long (Sumter)	Ross
Baker	Graham (Clarke)	Longshore	Russell
Benners	Hall (Henry)	Lynne	Seale
Brindley	Hall (Marion)	Mathews (Clarke)	Shaw
Calvert	Hare	Matthews (Wilcox)	Simpson
Carnley	Harrison	Mitchell	Smith
Christian	Hawkins	Moorer	Tompkins
Cliett	Holmes (Baldwin)	Murphree	Van de Graff
Cobbs	Howle	McDonald	Waddell
Crump	Ingram	McLeod	Whorton
Dansby	Jones (Montgomery)	Orr	Wilson
Edwards (Dallas)	Johnson	Parker	Woodard

And the bill:

H. 577. To further prescribe the qualifications and duties of directors of banks and trust companies doing a banking business in this State.

As amended by the substitute as amended was read a third time at length and passed.

Yeas, 64; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Edwards (Pike)	Jordan	Peters
Alexander	Ellis (Elmore)	Lawson	Pittman
Allen	Faulk	Lee (Butler)	Preston
Andrews	Fletcher	Lewis	Robertson
Austin	Gilbert	Long (Sumter)	Ross
Baker	Graham (Clarke)	Longshore	Russell
Benners	Hall (Henry)	Lynne	Seale
Brindley	Hall (Marion)	Mathews (Clarke)	Shaw
Calvert	Hare	Matthews (Wilcox)	Simpson
Carnley	Harrison	Mitchell	Smith
Christian	Hawkins	Moorer	Tompkins
Cliett	Holmes (Baldwin)	Murphree	Van de Graff
Cobbs	Howle	McDonald	Waddell
Crump	Ingram	McLeod	Whorton
Dansby	Jones (Montgomery)	Orr	Wilson
Edwards (Dallas)	Johnson	Parker	Woodard

—64

And the bill was sent to the Senate without engrossment.

H. 994. To amend section 1608 of the Code of Alabama of 1907.

Was on motion of Mr. Long of Butler indefinitely postponed.

H. 785. To further regulate public gins and ginneries in this State.

Was taken up. Mr. Cliett offered the following amendment to the bill:

Amend House bill 785 by adding at the bottom of bill, "That party demanding that roll be cleaned pay to ginner 50 cents (fifty cents) per bale for so doing.

And the amendment was adopted.

Yeas, 51; nays, 11.

Yeas:

Messrs:

Mr. Speaker	Cliett	Graham (Clarke)	Jordan
Albright	Cobbs	Hall (Henry)	Lawson
Arnold	Crump	Hall (Marion)	Lee (Butler)
Austin	Dansby	Hardaway	Lee (Perry)
Baker	Dickson	Holmes (Elmore)	Long (Butler)
Brindley	Edwards (Dallas)	Ingram	Long (Sumter)
Calvert	Ellis (Bullock)	Jones (Montgomery)	Mathews (Clarke)
Christian	Faulk	Johnson	Matthews (Wilcox)

Milford	Preston	Shaw	Van de Graff
Moorer	Robertson	Simpson	Waddell
Oliver	Ross	Smith	Williams
Parker	Salter	Tompkins	Wilson
Pittman	Seale	Tunstall	

—51

*Nays:**Messrs:*

Alexander	Ellis (Elmore)	Hare	McLeod
Allen	Gilbert	Longshore	Orr
Edwards (Pike)	Graham (Autauga)	McDonald	

—11

And the bill:

H. 785. To further regulate public gins and ginneries in this State.

As amended, was read a third time at length and passed.

Yeas, 46; nays, 25.

*Yeas:**Messrs:*

Albright	Cliett	Hardaway	Preston
Alexander	Cobbs	Holmes (Baldwin)	Robertson
Allen	Dansby	Holmes (Elmore)	Russell
Arnold	Dickson	Johnson	Seale
Austin	Edwards (Dallas)	Jordan	Smith
Barganier	Ellis (Bullock)	Lawson	Sparks
Bracken	Ellis (Elmore)	Long (Sumter)	Tompkins
Brindley	Faulk	Moorer	Tunstall
Calvert	Gilbert	McDonald	Van de Graff
Carnley	Graham (Autauga)	McLeod	Waddell
Christopher	Graham (Clarke)	Pittman	Woodard
Clayton	Hall (Marion)		

—46

*Nays:**Messrs:*

Crump	Ingram	Mathews (Clarke)	Reynolds
Edwards (Pike)	Jones (Montgomery)	Milford	Salter
Fletcher	Lee (Butler)	Mitchell	Simpson
Guy	Lewis	Murphree	Whorton
Hale	Long (Butler)	Oliver	Williams
Hare	Longshore	Orr	Wilson
Howle			

—25

And the bill was ordered sent to the Senate without engrossment.

H. 344. To amend section 3617 of the Code of Alabama of 1907.

Was taken up. Mr. Sparks offered the following amendment to the bill:

Amend H. 344 by adding at end of last sentence the following sentence: "All laws and parts of laws in conflict herewith are hereby repealed."

And the amendment was adopted.

Yeas, 59; nays, 2.

Yeas:

Messrs:			
Mr. Speaker	Edwards (Pike)	Jordan	Parker
Alexander	Ellis (Elmore)	Lawson	Peters
Allen	Faulk	Lee (Butler)	Pittman
Arnold	Fletcher	Lee (Perry)	Ross
Austin	Gilbert	Lewis	Russell
Barganier	Graham (Clarke)	Long (Sumter)	Seale
Bracken	Hall (Henry)	Longshore	Shaw
Brindley	Hall (Marion)	Lynne	Simpson
Calvert	Hale	Mathews (Clarke)	Smith
Clayton	Hawkins	Mitchell	Sparks
Cliett	Holmes (Baldwin)	Moorer	Tompkins
Cobbs	Howle	Murphree	Van de Graff
Crump	Ingram	McDonald	Waddell
Dansby	Jones (Montgomery)	McLeod	Wilson
Edwards (Dallas)	Johnson	Orr	

—59

Nays:

Messrs:		
Preston	Whorton	

—2

And the bill:

H. 344. To amend section 3617 of the Code of Alabama of 1907.

As amended, was read a third time at length and passed.

Yeas, 59; nays, 2.

Yeas:

Messrs:			
Mr. Speaker	Edwards (Pike)	Jordan	Parker
Alexander	Ellis (Elmore)	Lawson	Peters
Allen	Faulk	Lee (Butler)	Pittman
Arnold	Fletcher	Lee (Perry)	Ross
Austin	Gilbert	Lewis	Russell
Barganier	Graham (Clarke)	Long (Sumter)	Seale
Bracken	Hall (Henry)	Longshore	Shaw
Brindley	Hall (Marion)	Lynne	Simpson
Calvert	Hale	Matthews (Wilcox)	Smith
Clayton	Hawkins	Mitchell	Sparks
Cliett	Holmes (Baldwin)	Moorer	Tompkins
Cobbs	Howle	Murphree	Van de Graff
Crump	Ingram	McDonald	Waddell
Dansby	Jones (Montgomery)	McLeod	Wilson
Edwards (Dallas)	Johnson	Orr	

—59

Nays:

Messrs:		
Preston	Whorton	

—2

And the bill was sent to the Senate without engrossment.

H. 554. To provide for and regulate the making of reports to the chief justice of the Supreme Court by the clerks and registers of the circuit courts, the clerks of the county courts, the judges of probate and the clerks of the Supreme Court and the Court of Appeals, and to provide penalties for failure to comply with the provisions of this act.

Was read a third time at length and passed.

Yeas, 63; nays, 1.

Yeas:

Messrs:

Mr. Speaker	Ellis (Elmore)	Jordan	Peters
Alexander	Faulk	Lawson	Pittman
Allen	Fletcher	Lee (Butler)	Preston
Austin	Gilbert	Lee (Perry)	Ross
Baker	Graham (Autauga)	Long (Sumter)	Seale
Barganier	Graham (Clarke)	Longshore	Shaw
Bracken	Guy	Lynne	Simpson
Brindley	Hall (Henry)	Mathews (Clarke)	Smith
Carnley	Hall (Marion)	Matthews (Wilcox)	Sparks
Clayton	Hawkins	Mitchell	Stoddard
Cliett	Holmes (Baldwin)	Moorer	Tunstall
Cobbs	Holmes (Elmore)	Murphree	Van de Graff
Crump	Howle	McDonald	Waddell
Dansby	Ingram	McLeod	Whorton
Edwards (Dallas)	Jones (Montgomery)	Oliver	Woodard
Edwards (Pike)	Johnson	Parker	

—63

Nays:

Mr. Tompkins—1.

And the bill was ordered sent to the Senate without engrossment.

RECESS.

On motion of Mr. Lynne the House recessed until 2:30 P. M.

AFTERNOON SESSION.

The hour of 3 o'clock having arrived the House reconvened.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills and ordered same sent forthwith to the House without engrossment:

S. 594. To authorize registers of the circuit court in circuits composed of only one county and having two or more circuit judges, or counties, now or hereafter, having a population of

over 100,000 according to the last Federal census, to grant decrees pro confesso on bills or supplemental bills which are in default for want of answer on any day, in term time or vacation, and to issue all orders of publication to non-residents or where the address of defendants is unknown, in term time or vacation; or to issue any other process necessary to bring the defendant in to court as now provided by law; and to issue writs of garnishment on judgments or decrees for payment of cost.

S. 588. To authorize a justice of the peace or notary public and ex-officio justice of the peace to issue a warrant in a felony case returnable to the county court and to regulate the costs in such cases.

S. 654. To amend section 564 (1907) of the Code of Alabama.

S. 752. To fix the salaries of the chairman and two associate members of the State tax commission, and to prescribe the manner of payment of same.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committee as follows:

Revision of Laws, S. 594, S. 588.

Ways, Means and Appropriations, S. 654.

Rules, S. 752.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The President and presiding officer of the Senate having signed the following Senate bills, your signature thereto is requested:

S. 536. To provide for the compensation of deputy solicitors in all counties of the State, having a population of more than 27,100 and less than 27,200, according to the last Federal census or any subsequent Federal census, and to provide the manner in which the same shall be paid.

S. 543. To authorize and empower boards of revenue in counties having a population of not less than 82,000 and not more than 100,000 according to the latest Federal census, to expend county funds not exceeding \$2,500 per annum for county purposes not otherwise provided for by law.

S. 232. To fix the amount of ex-officio fees of clerks of the circuit court in all counties having a population of more than

37,900 and less than 38,000 according to the 1910 Federal census or any subsequent census where the assessed value of real and personal property in such counties exceeds the sum of ten million dollars and to provide for the payment of the same.

S. 230. To fix the amount of ex-officio fees of sheriffs in all counties having a population of more than 37,900 and less than 38,000 according to the 1910 Federal census or any subsequent census, where the assessed value of real and personal property in such counties exceeds ten million dollars and to provide for the payment of the same.

S. 509. For the relief of Rev. J. M. Johnson.

S. J. R. 120. Relating to Federal aid for the promotion or development of mines and mining and mining engineering in the State of Alabama.

S. 442. To create the office of State fire marshal, and to provide for the appointment of deputy marshals and assistants; to define their powers and duties and to fix their compensation; provide ways and means for the enforcement of this act and penalties for violation thereof; and to provide means for defraying the expenses incurred under the provisions hereof.

S. 280. To amend an act entitled "An act to provide and create a commission form of government and to authorize the adoption of the same in all cities and towns in the State of Alabama which now are not or hereafter may not be, within the influence or operation of any other valid legislative enactment authorizing or adopting such form of government; to regulate the selection and election of commissioners and their terms of office and retention in and recall from office; to provide for the selection of one commissioner as mayor, and the retention in office of certain officials; to fix the powers, duties and compensations of such commissioners; to punish improper conduct in connection with elections and petitions hereunder; to abolish boards of public work, police commissioners, councilmen, aldermen, and certain other city and town officials of such municipalities as adopt the said form of government; and generally to authorize and provide for the creation and maintenance of said commission form of government," approved April 8th, 1911, and as amended by an act approved September 28th, 1915, by amending the title thereof, and by amending said act so that it shall apply to cities which have a population of exceeding fifty thousand five hundred and not more than one hundred thousand, according to the last Federal census, and which may hereafter have such population according to any Federal census hereafter taken, and to no others, by providing for the selection and election of a mayor and commissioners and fixing their terms of office and compensation, by

abolishing certain offices, by fixing the powers, duties and liabilities of such mayor and commissioners, by creating certain new offices of such cities and providing for the selection of the incumbents thereof, and generally by prescribing a form of municipal government for such cities.

W. F. Miller,
Secretary.

SIGNING OF SENATE BILLS.

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing message from the Senate.

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate accedes to the request of the House for a Committee of Conference on the disagreement of the two houses on the Senate amendment to the bill:

H. 555. To divide the State into judicial circuits for the circuit courts to be numbered and composed of the counties named.

Conferees on part of the Senate: Messrs. Acker, Prestwood and Carmichael.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate has concurred in the House amendment to the bill:

S. 470. To provide a complete educational system for the State of Alabama; to provide a public school fund; to provide for the administration of the public schools and create a State board of education and prescribe its powers and duties; to create county and city boards of education, to define their respective powers and duties, to provide for the payment of their necessary expenses and equipment, including furniture; to provide for the holding of elections for the one mill county tax on each dollar of taxable property under the Constitution of 1901; to provide for the holding of elections for the county tax of three mills or less on each dollar of taxable property under the amendment to the Constitution of 1901; to provide for the holding of elections for the district tax of three mills or less on each dollar of taxable

property, and to prescribe the method of holding such elections; to prescribe the duties and powers of the State superintendent of education and to fix his compensation; to provide for the organization of the State department of education; to provide for the appointment of county superintendents of education, to define their duties and powers and to provide for their compensation; to provide for boards of school trustees; to provide for the appointment of city superintendents of education, to define their duties and powers, and to provide for their compensation; to provide for supervisors of schools in the various counties and cities, to fix their duties and powers, and provide for their compensation; to provide for the use of a bonus fund for counties levying and collecting a special county tax for school purposes, and to fix the amount in accordance with the rate of such special tax; to provide for a county treasurer of school funds; to provide for compulsory attendance upon the schools of the State within certain ages, to fix penalties, to provide for the appointment of attendance officers and to define their duties and fix their compensation and to provide the method of enforcing compulsory attendance within the ages prescribed; to provide for the certification of teachers, and to provide for the use of appropriations for the issuance of certificates and for the conduct of teachers' institutes, for the training of teachers in service, and provide the necessary clerical and other assistants; to provide financial assistance for the erection, repair and equipment of rural school-houses, and to prescribe the conditions under which such assistance may be obtained; to provide for the sale and conveyance of certain lands that have been conveyed to the State for school purposes; to provide for rural libraries throughout the State, including the method by which assistance may be obtained; to provide for vocational education and for the use of appropriations therefor; to provide for the removal of illiteracy among adults as well as among minors, and for the use of appropriations therefor; to provide uniform textbooks throughout the State and to authorize the creation of a State textbook committee and to define its powers and duties; to provide for county high schools and prescribe the conditions under which such county high schools may obtain assistance from the State, and to authorize such county high schools to receive financial assistance from county boards of revenue, boards of education, school districts or private sources; to provide for county high school treasurer, to fix their bonds and prescribe their powers and duties and to provide for the payment of the premiums upon their bonds; to provide for county treasurers of school funds, to fix their bonds and prescribe their powers and duties and to provide for the payment of the

premiums upon their bonds; to provide for changing the name of the nine branch agricultural schools and experiment stations, or district agricultural schools, and of the Northeast Alabama Agricultural and Industrial Institute to State secondary agricultural schools, to provide for their management and control and for their continuance upon the meeting of certain requirements and for the use of appropriations therefor; to provide for certain State normal schools and for their control and management and for the use of appropriations therefor; to provide for the creation of the Alabama School of Trades and Industry and for its control and management; to provide for changing the name of the Agricultural and Mechanical College for Negroes to Agricultural and Mechanical Institute for Negroes, and to provide for its management and control and for the use of appropriations therefor; to provide for changing the name of the school heretofore established at Montevallo as the Alabama Girls' Industrial School, later called the Alabama Girls' Technical Institute, to the name of the Alabama Technical Institute and College for Women; to create a board of trustees for such institute, to prescribe their powers and duties, their method of appointment, and length of service, and for the use of appropriations therefor; to provide for the management and control of the Alabama Polytechnic Institute, to define the powers and duties of the board of trustees, the method of appointment of such trustees, and for the use of appropriations to said institute; to provide for the management and control of the University of Alabama, to define the duties and powers of the trustees, the method of appointment of such trustees, and for the use of appropriations to the University; to provide for a summer school at the University of Alabama and for the use of appropriations therefor; to create a State council of education and to prescribe its powers and duties; to provide for the management and control of the Alabama Institute for the Deaf; of the Alabama Academy for the Blind, and of the Alabama School for Negro Deaf and Blind, to create a board of trustees therefor and to provide for the method of their appointment and the length of service and for the use of appropriations therefor; to provide for the establishment and maintenance of the Alabama boys' industrial School, to provide for the management and control thereof, and for the appointment of a board of directors, to define their powers and duties and the method of committing boys thereto, and for the use of appropriations therefor; to provide for the maintenance and establishment of the Alabama School for Juvenile Negro Lawbreakers; to provide for the management and control thereof, and for the appointment of a board of directors, to define their powers and duties, and for the method

of committing boys thereto, and for the use of appropriations for such school; to provide for the lease and sale of school lands in the State; to make certain requirements with reference to the bonds of officials and employees authorized under the provisions of this act; to require county and city boards of education to give regular instruction in all schools under their direction as to the nature of alcoholic drinks, tobacco and other narcotics; to require private, denominational and parochial schools to make reports; to provide penalties for the violation of the provisions of this act and to provide for the repeal of inconsistent laws enacted hereafter.

W. F. Miller,
Secretary.

On motion of Mr. Lynne all House bills passed were ordered sent to the Senate without engrossment.

BILLS ON THIRD READING.

H. 946. To authorize banks and trust companies doing a banking business to consolidate or merge with other such institutions or to transfer their places of business to other towns or cities, within this State, upon the approval of the superintendent of banks, and to prescribe the procedure.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Holmes (Elmore)	McDonald
Albright	Edwards (Dallas)	Howle	McLeod
Alexander	Edwards (Pike)	Ingram	Parker
Allen	Ellis (Elmore)	Jones (Montgomery)	Partridge
Austin	Faulk	Johnson	Pittman
Baker	Gilbert	Jordan	Preston
Benners	Graham (Autauga)	Lawson	Robertson
Calvert	Graham (Clarke)	Lewis	Russell
Carnley	Hall (Henry)	Long (Sumter)	Seale
Christian	Hall (Marion)	Longshore	Shaw
Clayton	Hale	Lynne	Simpson
Cliett	Hare	Matthews (Wilcox)	Smith
Cobbs	Harrison	Milford	Sparks
Crump	Hawkins	Mitchell	Tompkins
Dansby	Holmes (Baldwin)	Moorer	Van de Graff

—60

And the bill was ordered sent to the Senate without engrossment.

H. 765. To amend section 1632 and 1636 of the Code of Alabama, 1907.

Was read a third time at length and passed.
Yeas, 60; nays, 2.

*Yeas:**Messrs:*

Mr. Speaker	Dickson	Jones (Montgomery)	Peters
Albright	Edwards (Dallas)	Johnson	Pittman
Alexander	Edwards (Pike)	Jordan	Preston
Allen	Ellis (Elmore)	Lawson	Robertson
Arnold	Fletcher	Lewis	Ross
Baker	Graham (Autauga)	Long (Sumter)	Russell
Benners	Hall (Henry)	Longshore	Seale
Brindley	Hall (Marion)	Lynne	Shaw
Calvert	Hale	Mathews (Wilcox)	Simpson
Carnley	Harrison	Milford	Smith
Clayton	Hawkins	Mitchell	Sparks
Cliett	Holmes (Baldwin)	Moorer	Tompkins
Cobbs	Holmes (Elmore)	McDonald	Van de Graff
Crump	Howle	McLeod	Williams
Dansby	Ingram	Orr	Wilson

—60

*Nays:**Messrs:*

Graham (Clarke) Whorton

—2

And the bill was ordered sent to the Senate without engrossment.

H. 347. To amend section 1188 of the Political Code of Alabama, 1907.

Was read a third time at length and passed.

Yeas, 65; nays, 0.

*Yeas:**Messrs:*

Mr. Speaker	Dickson	Ingram	Parker
Alexander	Edwards (Dallas)	Jones (Montgomery)	Partridge
Allen	Edwards (Pike)	Johnson	Peters
Arnold	Ellis (Elmore)	Jordan	Pittman
Baker	Faulk	Lawson	Preston
Barganier	Fletcher	Lee (Perry)	Ross
Benners	Gilbert	Long (Sumter)	Salter
Bracken	Graham (Clarke)	Longshore	Seale
Brindley	Hall (Henry)	Lynne	Shaw
Calvert	Hall (Marion)	Mathews (Clarke)	Simpson
Carnley	Hale	Mathews (Wilcox)	Sparks
Christian	Hare	Milford	Tompkins
Christopher	Hawkins	Mitchell	Van de Graff
Clayton	Holmes (Baldwin)	Moorer	Waddell
Cliett	Holmes (Elmore)	McLeod	Williams
Cobbs	Howle	Orr	Woodard
Dansby			

—65

And the bill was ordered sent to the Senate without engrossment.

H. 898. To amend sections 2, 10, 11, 12, 13 and 17 of an act entitled "An act to provide for and regulate the manufacture and sale of "commercial feeding stuffs" in Alabama; to further provide for registration, tagging, sampling and analyzing "commercial feeding stuffs," and to fix penalties for violations of this act," so as to regulate the sale of "commercial feeding stuffs;" to define the same and to prohibit the adulteration thereof, to provide for their correct weight, sampling, analyses, and marketing; to authorize the commissioner of agriculture and industries to prescribe rules and regulations for carrying out the provisions of this act; to establish in the department of agriculture and industries, a division of foods, feeds and drugs, to be charged with the execution of this act; to authorize the commissioner of agriculture and industries to appoint an assistant as supervisor, of said division, and to appoint other necessary clerical assistance; to provide for the payment of salaries and expenses out of the funds accruing hereunder; and to fix penalties for violation of this act.

Was read a third time at length and passed.

Yeas, 66; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Peters
Albright	Edwards (Dallas)	Johnson	Pittman
Alexander	Edwards (Pike)	Lawson	Reynolds
Allen	Ellis (Elmore)	Lee (Butler)	Ross
Arnold	Faulk	Lee (Perry)	Salter
Austin	Gilbert	Long (Sumter)	Seale
Barganier	Graham (Autauga)	Longshore	Shaw
Bracken	Graham (Clarke)	Mathews (Clarke)	Simpson
Brindley	Hall (Henry)	Mathews (Wilcox)	Sparks
Calvert	Hall (Marion)	Mitchell	Tompkins
Carnley	Hale	Moorer	Van de Graff
Christian	Hare	McDonald	Waddell
Clayton	Hawkins	McLeod	Whorton
Cliett	Holmes (Baldwin)	Orr	Williams
Cobbs	Holmes (Elmore)	Parker	Wilson
Crump	Howle	Partridge	Woodard
Dansby	Ingram		

—66

And the bill was ordered sent to the Senate without engrossment.

H. 751. (With substitute.) To further prohibit disturbances at churches, school houses, or other public gatherings. To prevent injury to automobiles and other vehicles parked at such public places.

Was taken up. The question was upon the adoption of the substitute reported by the Standing Committee on Revision of Laws, said substitute being as follows:

A BILL

To be entitled an act to further prohibit disturbances at churches, school houses, or at other public places. To prevent injuries to automobiles and other vehicles parked at such places.

Section 1. Be it enacted by the Legislature of Alabama, That after the passage and approval of this act it shall be unlawful for any person or persons, without the consent of the owner or person in charge of an automobile or other vehicle, parked or left standing at or near any church, school house, on the streets, roads, in front of any private residence or at any other public place wheresoever, to loiter or sit in said automobile or other vehicle, or to blow the horn, turn the switch, put on the lights, or in any way meddle with the ways works or machinery of said automobile or other vehicle, while the same is left parked or standing at said place.

Section 2. Be it further enacted, That any person or persons violating any of the provisions of this act shall be guilty of a misdemeanor and on conviction shall be fined not less than five nor more than \$100.00 and may also be imprisoned or sentenced to hard labor for not more than six months.

And the substitute was adopted.

Yeas, 60; nays, 2.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Howle	Parker
Albright	Crump	Ingram	Peters
Alexander	Dansby	Jones (Montgomery)	Pittman
Allen	Dickson	Johnson	Ross
Andrews	Edwards (Dallas)	Lawson	Russell
Arnold	Edwards (Pike)	Lee (Butler)	Salter
Austin	Ellis (Elmore)	Long (Sumter)	Seale
Baker	Faulk	Longshore	Shaw
Benners	Fletcher	Lynne	Simpson
Bracken	Gilbert	Matthews (Wilcox)	Sparks
Brindley	Hall (Henry)	Milford	Stoddard
Calvert	Hall (Marion)	Mitchell	Van de Graff
Carnley	Hare	Moorer	Waddell
Christian	Hawkins	McDonald	Whorton
Cliett	Holmes (Baldwin)	Orr	Woodard

—60

Nays:

Messrs:

Graham (Clarke) Tompkins

—2

And the bill:

H. 751. To further prohibit disturbances at churches, school houses, or other public gatherings. To prevent injury to automobiles and other vehicles parked at such public places.

As amended by the substitute, was read a third time at length and passed.

Yeas, 60; nays, 2.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Howle	Parker
Albright	Crump	Ingram	Peters
Alexander	Dansby	Jones (Montgomery)	Pittman
Allen	Dickson	Johnson	Ross
Andrews	Edwards (Dallas)	Lawson	Russell
Arnold	Edwards (Pike)	Lee (Perry)	Salter
Austin	Ellis (Bullock)	Long (Sumter)	Seale
Baker	Faulk	Longshore	Shaw
Benners	Fletcher	Lynne	Simpson
Bracken	Gilbert	Mathews (Clarke)	Sparks
Brindley	Hall (Henry)	Milford	Stoddard
Calvert	Hall (Marion)	Mitchell	Van de Graff
Carnley	Hare	Moorer	Waddell
Christian	Hawkins	McDonald	Whorton
Cliett	Holmes (Baldwin)	Orr	Woodard

—60

Nays:

Messrs:

Graham (Clarke) Tompkins

—2

And the bill was ordered sent to the Senate without engrossment.

H. 602. To make it unlawful to maintain on or over or across any river, creek or running stream any structure, gate or dam, constructed or maintained so as to fall, open, break or give way during heavy floods or to open said gate so as to cause water to run, unnaturally, upon the lands of others and to prescribe penalties for the violation of this act.

Was indefinitely postponed.

H. 1035. (With amendment.) To amend section 3793 of the Code of 1907.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Revision of Laws, said amendment being as follows:

Make period at end of a bill a comma and add at end of subdivision 7 the following:

Whether such confinement in an insane asylum for such period of time shall have been prior to or subsequent to the passage of this act, or partly prior to its passage and partly subsequent to its passage. Provided, however, that such party from whom a divorce is sought is hopelessly and incurably insane at the time of the filing of the bill.

And the amendment was adopted.

Yeas, 50; nays, 15.

Yeas:

Messrs:			
Albright	Graham (Autauga)	Long (Sumter)	Seale
Alexander	Graham (Clarke)	Longshore	Shaw
Allen	Guy	Mathews (Clarke)	Simpson
Arnold	Hall (Marion)	Mitchell	Smith
Austin	Hale	Oliver	Sparks
Barganier	Hardaway	Orr	Stoddard
Bracken	Harrison	Parker	Truss
Crump	Hawkins	Peters	Van de Graff
Edwards (Dallas)	Holmes (Baldwin)	Reynolds	Waddell
Edwards (Pike)	Howle	Robertson	Whorton
Ellis (Bullock)	Jones (Montgomery)	Ross	Wilson
Ellis (Elmore)	Johnson	Saiter	Woodard
Gilbert	Lawson		

—50

Nays:

Messrs:			
Mr. Speaker	Dickson	Milford	Russell
Baker	Hare	McDonald	Tompkins
Carnley	Ingram	Pittman	Williams
Cliett	Matthews (Wilcox)	Preston	

—15

And the bill :

H. 1035. To amend section 3793 of the Code of 1907.

As amended, was read a third time at length and passed.

Yeas, 50; nays, 15.

Yeas:

Messrs:			
Albright	Graham (Autauga)	Long (Sumter)	Seale
Alexander	Graham (Clarke)	Longshore	Shaw
Allen	Guy	Mathews (Clarke)	Simpson
Arnold	Hall (Marion)	Mitchell	Smith
Austin	Hale	Oliver	Sparks
Barganier	Hardaway	Orr	Stoddard
Bracken	Harrison	Parker	Truss
Crump	Hawkins	Peters	Van de Graff
Edwards (Dallas)	Holmes (Baldwin)	Reynolds	Waddell
Edwards (Pike)	Howle	Robertson	Whorton
Ellis (Bullock)	Jones (Montgomery)	Ross	Wilson
Ellis (Elmore)	Johnson	Salter	Woodard
Gilbert	Lawson		

—50

Nays:

Messrs:			
Mr. Speaker	Dickson	Milford	Russell
Baker	Hare	McDonald	Tompkins
Carnley	Ingram	Pittman	Williams
Cliett	Matthews (Wilcox)	Preston	

—15

And the bill was ordered sent to the Senate without engrossment.

H. J. R. 156. (With amendment.) Relative to proposing an amendment to the Constitution which would create a State fund for the compensation of injured workmen.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Judiciary and the amendment together with the original was lost for lack of majority required by Alabama Constitution.

Yeas, 48; nays, 12.

Yeas:

Messrs:

Mr. Speaker	Dickson	Johnson	Preston
Albright	Edwards (Pike)	Lawson	Reynolds
Alexander	Guy	Lee (Perry)	Robertson
Arnold	Hall (Henry)	Longshore	Ross
Baker	Hall (Marion)	Matthews (Wilcox)	Russell
Barganier	Hale	Milford	Shaw
Brindley	Hardaway	Mitchell	Sparks
Calvert	Hare	McDonald	Stoddard
Carnley	Harrison	Oliver	Tompkins
Christian	Hawkins	Orr	Waddell
Cobbs	Holmes (Baldwin)	Partridge	Williams
Crump	Ingram	Peters	Woodard

—48

Nays:

Messrs:

Austin	Ellis (Elmore)	Parker	Smith
Cliett	Gilbert	Seale	Van de Graff
Edwards (Dallas)	Howle	Simpson	Whorton

—12

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your Committee on Enrolled Bills begs leave to report that it has examined the following bills:

H. 943. To regulate and prescribe the manner of electing county commissioner of Talladega county.

Also:

H. 914. To amend an act entitled "To fix the time of holding the circuit court in the third judicial circuit of the State of Alabama," as amended and approved April 7th, 1911.

Also:

H. 822. That the county treasurer or custodian of funds be authorized and directed to transfer all monies to the credit of the special jail fund to the credit of the general fund.

Also:

H. 693. To abolish the town of Hollins, a municipal corporation, in Clay county, Alabama, and to dissolve the incorporation thereof, and to provide for the disposition of the records of said town.

Also:

H. 976. To amend an act to establish an inferior court in precincts 15 and 20 in Calhoun county, Alabama, in lieu of all justices of the peace and notaries public, with powers of justice of the peace in said precincts, and to define the jurisdiction and powers of said courts and judge thereof, to provide for the execution of the process of said court and the operation thereof, to regulate the rendition of judgments by default, to provide for the election, term of office, qualifications and compensation of the officers of said court, and the mode of their selection, and to abolish the office of justice of the peace and notary public, with power of justice of the peace in said precincts. Approved August 25th, 1915.

Also:

H. 999. To provide for and regulate the payment of officers' costs in criminal cases where the defendant is acquitted or where State takes a nolle prosequi, or where case is abated by the death of defendant, or where the indictment is withdrawn and filed in counties having a population according to the last Federal census of not less than eighteen thousand three hundred and not exceeding eighteen thousand five hundred.

Also:

H. 975. To dissolve the municipal corporation of the town of James, Alabama.

Also:

H. 951. To provide for the consolidation of two cities or townships whose boundaries touch with a third town or city not contiguous to either but whose boundary line is within one mile or less of the boundary of either of the others, so as to include within the consolidated city or town the territory between such cities or townships, prescribe the manner in which such consolidation may be had, to provide for the organization of the municipal government of the consolidated city or town, to provide for the payment of the debts of each of the consolidated cities or townships, the performance of the existing contracts of each of said cities and townships, and the disposition of the property of each of the consolidating cities or townships.

Also:

H. 1039. To repeal an act entitled an act to provide for the construction, repairing, working and maintaining of the public roads of Russell county, Alabama, and to provide for the levying of a tax for the same and for punishing road defaulters, approved September 26th, 1903. Local Acts, 1903, page 355, et sequitur.

Also:

H. 508. To empower and direct the court of county commissioners of Henry county, Alabama, to pay from the general fund of said county for the publication of notices of intention to apply for the enactment of local laws for said county when the same are applicable to the entire county.

Also:

H. 777. To provide for the more efficient construction and maintenance of the public roads and bridges of Crenshaw county, Alabama; to provide for raising revenue for the same; to levy a vehicle license tax on automobiles, motor trucks and all motor vehicles owned and operated by citizens of Crenshaw county, Alabama; to prescribe the duties of the tax assessor and tax collector of said county under this act; to provide penalties and punishment for the violation of this act, and to repeal conflicting laws.

And finds same correctly enrolled.

Robert F. Peters,
Chairman.

SIGNING OF BILLS.

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing report of the Committee on Enrolled Bills.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bills, and returns same herewith to the House:

H. 877. Allowing costs and fees to officers for the service of process from juvenile courts and for feeding prisoners committed by or held for or under such courts.

H. 968. To repeal an act to provide for the better construction, repairing, working, and maintaining of public roads and bridges in Clay county, Alabama, approved April 8th, 1911.

H. 744. To ratify a resolution of the board of revenue of Jefferson county, Alabama, compromising the claim of Mrs. Effie McMickens against Jefferson county.

H. 710. To abrogate and abolish the county courts of all counties in the State of Alabama, having a population, according to the last preceding and official and published Federal census, of not less than thirty-three thousand, and not exceeding thirty-three thousand eight hundred.

H. 709. To abrogate to and abolish the jurisdiction of justices of the peace and notaries public with powers of justices of the peace in Morgan county, Alabama; of all criminal causes, except as committing magistrates in felony cases.

H. 952. To amend an act approved Sept. 10th, 1915, entitled, "An act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained," by adding an additional road thereto.

H. 995. To provide for the construction, care, maintenance, and improvement of the public roads of Franklin county, to provide funds, regulations, penalties, and officers to insure such construction, care, maintenance, and improvement; to provide a county superintendent of roads, prescribe his qualifications, method of selection, term of office, salary, duties, powers; to prescribe in general the records to be kept by said superintendent; to provide that the court of county revenue shall have full powers over the road system; to provide beat supervisors, sections overseers, and other persons to carry out said work on the road system of the county; to prescribe the duties of individuals and corporations in regard to the enforcement of said road law.

CERTIFICATE OF CLERK.

To the House of Representatives:

I hereby certify that the bills hereinafter mentioned were delivered to the executive department on the dates and hours named and that I hold the receipts of the executive department for same:

Sept. 19, 1919, 5:00 P. M.:

H. 650, H. 664, H. 943, H. 914, H. 822, H. 693, H. 976, H. 975, H. 999, H. 951, H. 1039, H. 508, H. 777.

Fred H. Gormley,
Clerk.

BILLS ON THIRD READING.

H. 520. (With substitute.) To amend sections 5443, 5444, and 5446 of the Code of Alabama, concerning quieting titles to land, and to make further provision on that subject, including removal of clouds in such cases.

Was taken up. The question was upon the adoption of the substitute reported by the Standing Committee on Judiciary said substitute being as follows:

A BILL

To be entitled an act to amend sections 5443, 5444 and 5446 of the Code of Alabama concerning quieting titles to land, and to make further provisions on that subject, and include removing of clouds in such cases.

Be it enacted by the Legislature of Alabama:

1st. That section 5443 of the Code of 1907 be and is hereby amended to read as follows:

Section 5443. Person in possession, claiming land, may file bill to clear the title, etc.—When a person is in the actual or constructive peaceable possession of any quantity of land lying in a contiguous body, or of land coming to him under a single instrument, or of land derived by him at the same time from the same source of title, and claiming to own such land in his own right, or as tenant in common or in any representative or trust capacity; or when a person is in the actual and peaceable possession of such land for others as guardian, administrator or in other representative or trust capacity; and his title to or right of possession of the land or any part thereof is disputed or denied; or any other person claim to own, or is reputed to own the land or some part thereof, or any interest therein, or right of possession thereof, or to hold any lien or incumbrance on the land or any part thereof or interest therein against the person so in possession or those, whom he so represents; or when from loss of any record or any conveyance, or from any defect in the record or other chain of title under which he claims, or other cause or by other means, the claimant so in possession is informed and has reason to believe that others than himself claim or might lay claim to the land or any part thereof, or any interest therein, or right of possession of the whole or any part thereof or interest therein, or any lien of incumbrance on the land or any part thereof or interest therein against complainant, but no other is in the actual possession of any part against him; and if no suit, within complainant's knowledge or information, is pending in a court of competent jurisdiction in any county containing the land or any part thereof, to enforce or test the validity of complainant's and defendant's rights against each other alleged in the bill; such person so in possession may bring his suit in equity in a county containing the land, or if it lies in more than one county, then in the county containing the larger quantity, or, if equally divided, then in either county, to clear up, determine and quiet all doubts, claims, disputes, or questions of title, rights and interests of any or every character between the parties concerning the land or any part thereof. If such a suit is pending

as above mentioned, in any county containing any of the land concerned, at the filing of the bill, that shall be matter of defense.

Decrees pro confesso may be taken and cross-bills may be maintained, or a defendant's rights may be set up by answer sufficient to create the issue to be determined, and if not sufficient, the answer may be stricken until issue is sufficiently created.

2nd. That section 5444 of said Code be and is amended to read as follows:

Section 5444. Contents of bill, parties, service, etc.—The bill must describe the land with certainty, and must allege complainant's possession and his right, title and interest; that his title to or right of possession of the land, or some part thereof, or interest therein, is disputed or denied by defendant, and that the defendant claims or is reputed to own the land, or some part thereof or interest therein, or right of possession thereof, or to hold some lien or incumbrance on the land or some part thereof or interest therein, against complainant or those whom he so represents; and wherever based on any other fact of jurisdiction set out in the preceding section, such fact must be alleged. The bill may be brought against a defendant described as in being, or, in the alternative, if he be dead, his personal and legal representatives, and his or their successors in estate; and against an existing, or, in the alternative, formerly existing corporation, firm, association, or society, and its or their successors in estate; or against any one who claims with but is not joined with complaint. Any person, firm, corporation, association or society desired made defendant, whose name, age, residence or domicile, as the case may be, is unknown to complainant, may, like non-residents, be brought in by publication without stating the name, age, residence or domicile, as the case may be, whenever after reasonable and diligent inquiry, the same cannot be ascertained. The publication shall be made in a newspaper having a general circulation and published in the county where the suit is brought; or, if such a newspaper is not published in such county, then in such newspaper published in any adjoining county in which such a newspaper is published; and if such newspaper is not published in such adjoining county, then in such a newspaper published in the nearest county where such a newspaper is published. But the bill and order of publication and the publication, as fully as may be practicable under the circumstances, must describe the defendant, and state the name, age and residence of defendant who is a person, at least as to whether he is over or under the age of twenty-one years or fourteen years, as the case may be, and the name, domicile, and a place of doing business of the de-

fendant who is a corporation, firm, association or society, to identify all defendants and connect them with the land, and advise them that their right, title and interest is intended to be affected by the final decree. And the order of publication shall designate the newspaper in which the notice may be published, and the number of insertions to be made, not less than once a week for not less than four nor more than eight consecutive weeks, as the judge or register in proper case, may determine. Whenever a defendant's name and residence or domicile within the State are given, subpoena shall issue for personal service; whenever the name, and residence or domicile without the State are given, either generally or particularly in the sworn bill of affidavit for publication, the register shall mail him, fully post-paid, to the given address or any subsequently ascertained address, wherever practicable, a copy of the notice published at least once, with return card on the outside of the envelope; and wherever practicable, this shall be done by registered mail, with return receipt demanded and request to deliver only on personal receipt signature of defendant; and whenever, after reasonable and diligent inquiry to ascertain the defendant's name, age, and residence or domicile, as the case may be, the same remains unknown to complainant, he shall post up, at the usual place of posting notices at the courthouse of the county in which the suit is brought, and at not less than three conspicuous places on the land, upon light colored wood or heavy card board, at least one foot long and at least one foot wide, securely nailed or tacked to a tree or other proper and substantial support, at least three feet above the ground, a copy of the notice published; if there be a public road or roads on, through or adjoining the land, one of such notices shall be posted within ten feet from the facing each such public road; if there be a private road or roads on or through or adjoining such land, such notice shall be posted within ten feet from the facing each such private road; and all such notices shall be posted conspicuously where at least as likely to be seen as elsewhere by passersby, which posting shall be done at least thirty days before the hearing; and proof of any publication and of any posting and of any mailing of notices shall be made by affidavit or otherwise and be recorded. But the publication in the newspaper under the order, when properly made as hereinbefore provided, may confer jurisdiction of the person of all defendants against whom publication has to be made; and the notice by mail and by posting may be cumulative and matter of regularity merely. The bill shall in its stating part call on all defendants, and the publication also shall call on all defendants against whom publication is made, to set forth and specify what

right, title, interest, lien or incumbrance in, to, or upon the land and each part thereof the defendant claims, and how and by what instrument or means the same is derived or created; and unless such demand is complied with fully, the answer or cross-bill must be stricken from the file.

3rd. That section 5446 of said Code be and is amended to read as follows:

Section 5446. Jury trial on demand; evidence; decree.— Upon the application of any party, a jury shall be directed to determine the issues or any specified issue of fact that is triable at law and presented in the pleadings; and the court is bound by the result, but may for sufficient cause order a new trial thereof.

In such suit, color of title to the land concerned, or any part thereof, accompanied by payment of taxes thereon by complainant or his tenant in common, or those under whom he claims; or color of title to such land or any part thereof accompanied by possession under claim of right by any such person, for at least three years consecutively, shall be prima facie evidence of title as against all who have not had actual possession or paid any taxes during said period; except those who during such period were lunatics or minors, or whose right of entry and possession was non-existent by being postponed to the happening of a future event; and color of title and possession or payment of taxes under claim of right by complainant, or his tenant in common, or those under whom he claims, for twenty years next before the filing of the bill, cross-bill, or answer, shall be conclusive evidence of title against all except those whose right of entry or possession is postponed to the happening of such future event, and those who within such twenty years have paid taxes on the land or some part thereof. In such suit, actual possession of a part of any tract or parcel of land lying in a contiguous body, under color and claim of title to the whole, shall constitute adverse possession of the whole against all who claim a title, legal or equitable, to, or a right of possession of the whole, or any part thereof, but who at the filing of the original bill was not in the actual possession of any part thereof.

Whenever such a jury trial is not requested, or as to all facts for which it is not requested, and as to all not triable by jury as above provided, the court shall consider and determine the right, title, interest, lien or incumbrance of each party to the cause, upon the issues and evidence, and shall, upon the finding of the jury, or upon such consideration and determination, finally decree what is the nature and extent of each party's right in, to, or concerning the land and each part thereof, and their respective rights of possession, and do all things necessary or

proper for the enforcement thereof, whether by foreclosure as prayed, or cancellation or removal of clouds, writs or otherwise. The decree shall operate as a conveyance would, and may be recorded the same as conveyances for like interests are, and the record shall be indexed as are the records of conveyances. The decree shall bind all and only such as are parties to the cause, whether known or unknown. A defendant may re-open the case and litigate on such terms as the court may fix, as in equity causes prior to this act. A person in interest who has not been made and brought in as a party, may, after leave obtained on petition and performance of terms imposed, intervene by answer or cross-bill as if made a party, and propound and litigate his interest.

4th. Be it further enacted that the judge or register shall not have power to order publication against defendants whose name and residence or domicile, as the case may be, is unknown, unless the facts to show the diligence of enquiry appear in the sworn bill or the affidavit for publication.

5th. Be it further enacted that a further cumulative and distinct or separate system of quieting title is hereby established as follows below:

Any person, natural or artificial, who, in his own right, or in any representative capacity, is in the actual and peaceable possession of land, claiming the same, or an interest therein, and having the record title, or at least a color of title thereto; or any person, natural or artificial, who in his own right, or in any representative capacity, has for at least three years next preceding the filing of the bill, had at least a color of title to land and while having at least such color has during that period paid taxes on the land, or upon an interest therein, but has not the actual and peaceable possession and no other has such possession against him, or any person who claims an interest derived from a person who has had actual possession and color of title and paid taxes, as provided above in this section, but no other is in such actual possession against him; may, if no suit is pending in a county where the land lies to test the title thereto or the right of possession thereof, file his sworn bill in equity in the county where the land lies, against the land and against all persons who claim any right, title or interest in such land, or any part thereof, to quiet and determine the title to the land, or such interest in the same.

Wherever there is no actual possession in him who will be complainant, or no such possession under him, he must post on the land in at least three different conspicuous places and within sixty days before filing his bill, a notice describing with cer-

tainty the land and the interest he claims, and stating that he owns such interest and that at a time not later than thirty days after such posting he will file a bill in equity in a named court to quiet and determine the title so asserted. The notice shall be plainly printed or written in ink or in print, on a light colored wood or heavy cardboard, at least one foot long and at least one foot wide, securely nailed or tacked to a tree or other proper support at least three feet above the ground; if there be a public road or roads on, through, or adjoining the land, one of such notices shall be posted within ten feet from and facing each such public road, and of but one such road, at least three such notices. If there be a private road or roads through, adjoining or on the land, such notices must be posted in like manner and number within ten feet from and facing each such private road. Such notices must be posted prominently, where at least as likely to be seen by passersby as elsewhere. Such potsing must be alleged, and evidence thereof be given in the cause.

The bill must also describe with certainty the land and the right, title or interest therein which the complainant claimed in such notice, and must also show how and from whom such right, title or interest was acquired by complainant. It must also show in whose name the title or the interest claimed by complainant stands on the records of conveyances of the county containing the land, if the records so show, and who, if any one, at any time within at least ten years next preceding the filing of the bill has paid any and what taxes on such land or interest claimed by complainant, and who has had any and what possession of the land and each part thereof, and who, if any one, claims the land or any part thereof and what interest therein, and must state the residence and address of such person or persons. If any of the matters required to be alleged is not known to complainant, that fact must be alleged. The bill must show that complainant has exercised diligence to ascertain each of the facts required to be alleged, wherever complainant does not know such fact, and must specify the details and show specifically what diligence was used to ascertain the same. If any of the persons in whose name the title stands on the record, or who in such preceding ten years paid any such taxes, or had any such possession, is dead, and that be known to complainant, such fact must be alleged, together with the names, ages, residences and addresses of the heirs and devisees of such decedent, and of the administrator of his estate, and of any executor, and of any trustee, under his will. If any of the parties defendant who are so known are residents of or can be found within the State, a copy of the notice of suit hereinafter provided for must be personally served upon them, and the serv-

ice may be made either by the proper sheriff or by the complainant, or any of his solicitors, of which return or proof must be made. If they reside and are without the State and their residences or addresses be known, a copy of such notice shall be sent them by the register of the court, by mail if practicable, and that by registered mail if practicable, of which mailing proof must be made by affidavit or otherwise in the usual way. Also notice of the pendency of the suit must be published at least once a week for at least eight consecutive weeks in a newspaper having a general circulation and published in the county containing the land; or if such a newspaper is not published in such county, then in such a newspaper published in any adjoining county in which such a newspaper is published, and if such a newspaper is not published in such adjoining county, then in such a newspaper published in the county nearest that containing the land in which such a newspaper is published. And the court must prescribe by order in each cause in what newspaper such publication may be made.

A copy of such notice of the suit must also be recorded as a *lis pendens* notice in the office of the judge of probate of the county containing the land, and no other *lis pendens* notice of such suit need be filed or given. All of the above specified notices must describe the land with certainty and show what interest complainant claims therein, and in whose name such interest stands on said records of conveyances, if they show, and who has so paid taxes, and who has so had possession, so far as such matters are known. The cause shall be at issue at the expiration of sixty days from the first publication of the notice of suit and the filing of such *lis pendens* notice; but such publication and the filing of such *lis pendens* notice or record thereof shall be made at least ninety days before a final decree can be rendered in the cause.

In such a suit color of title in, accompanied by payment of taxes by complainant, or color of title accompanied by possession under claim of right in complainant or defendant, or his tenant in common, or those under whom he claims, for ten consecutive years next before the filing of the bill, shall be *prima facie* evidence of title as against all persons who have not paid any taxes or had any possession during such ten years, other than lunatics, minors and those whose right of possession is postponed till the happening of some future event, and against all who do not inter-vent and litigate as hereinafter provided; but color of title accompanied by payment of taxes, or color of title accompanied by possession under claim of right, in a party or his tenant in common, or those under whom he claims, for twenty years next before

the filing of the bill, shall be conclusive evidence of title against all persons other than those who have paid taxes of been in possession under claim of right during such twenty years and those whose right of possession has been postponed till such future event.

In such a suit actual possession of a part of land lying in a contiguous body under color of title and claim of right to the whole, shall constitute adverse possession of the whole of such body as against any one who claims a title, legal or equitable, to, or a right of possession of such land, or any part thereof, or interest therein, but who was not in the actual possession of any part of such land when the bill was filed.

A decree pro confesso shall not be taken in such cause, but evidence must be given of the title or right sought to be determined and quieted.

The right or title of any defendant may be presented either by answer alone or by cross-bill, and any cross-bill or answer must comply in each particular with the provisions of this section applicable to the original bill.

On the hearing the court must determine and adjudge what is the right, title and interest in the land concerned of the complainant and the respondent, and the cross-complainant, or partly in one and partly in another party to the cause, specifying and decreeing what is the interest of each. The register shall file a duly certified copy of the final decree in the office of the judge of probate of the county containing the land, and the same shall be there recorded, and its record be duly indexed the same as in case of conveyances of land. Such decree adjudging an interest to be in any one shall have the same effect as if the decree were a conveyance of land, and its record shall have the same effect as if of such conveyance. At any time during the pendency of the cause, or within one hundred and eighty days after the rendition of the final decree as aforesaid, any person who claims or owns any interest in the land, but who is not made a party, may file a petition to intervene in the cause upon leave, and, after compliance with such terms as the court may fix, he must propound his interest by answer or by cross-bill, and may litigate the same as if originally brought in; provided, however, that when more than sixty days have expired since the original bill was filed, a person who for more than thirty days before filing his petition to intervene had knowledge of the newspaper notice of the suit, or was otherwise informed of its pendency, and of what land was therein concerned, shall not have a right to intervene and set up any right, title or interest therein. In event of being allowed to set up, and of setting up his right, title or interest, testimony taken

in the cause prior to such intervention may be used at the subsequent hearing; and such intervenor may cross-examine any witness already examined and object to any part or the whole of his testimony or deposition that may be inadmissible, and make motions concerning the same, except motions to suppress the whole.

Any final decree formerly rendered in the cause before such intervention may upon such subsequent hearing be confined, altered or modified, or another decree growing out of such intervention may be rendered in lieu of such former decree; and such later final decree shall, after the expiration of ninety days from the rendition thereof, be conclusive on all known or unknown persons claiming, excepting only those whose right of possession, entry or action was so extended or postponed as specified hereinabove; but subject, however, to appeal therefrom in the time and manner provided by law for other causes.

6th. All laws and parts of laws in conflict herewith are to that extent repealed.

And the substitute was adopted.

Yeas, 46; nays, 18.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jones (Montgomery)	Oliver
Albright	Dunaway	Johnson	Orr
Alexander	Edwards (Dallas)	Lawson	Parker
Allen	Ellis (Elmore)	Lee (Perry)	Partridge
Arnold	Gilbert	Lewis	Ross
Barganier	Hall (Marion)	Long (Sumter)	Salter
Benness	Hale	Longshore	Shaw
Brindley	Hawkins	Lynne	Smith
Carnley	Holmes (Baldwin)	Matthews (Wilcox)	Stoddard
Christian	Holmes (Elmore)	Milford	Van de Graff
Cobbs	Howle	Mitchell	Wilson
Dansby	Ingram		

—46

Nays:

Messrs:

Austin	Moorer	Simpson	Waddell
Baker	McDonald	Sparks	Whorton
Calvert	Pittman	Tompkins	Williams
Cliett	Preston	Tunstall	Woodard
Graham (Clarke)	Robertson		

—18

And the bill:

H. 520. To amend sections 5443, 5444, 5446 of the Code of Alabama, concerning quieting titles to land, and to make further provision on that subject, including removal of clouds in such cases.

As amended by the substitute, was read a third time at length and passed.

Yeas, 46; nays, 18.

*Yeas:**Messrs:*

Mr. Speaker	Dickson	Jones (Montgomery)	Oliver
Albright	Dunaway	Johnson	Orr
Alexander	Edwards (Dallas)	Lawson	Parker
Allen	Ellis (Elmore)	Lee (Perry)	Partridge
Arnold	Gilbert	Lewis	Ross
Barganier	Hall (Marion)	Long (Sumter)	Salter
Benners	Hale	Longshore	Shaw
Brindley	Hawkins	Lynne	Smith
Carnley	Holmes (Baldwin)	Matthews (Wilcox)	Stoddard
Christian	Holmes (Elmore)	Milford	Van de Graff
Cobbs	Howle	Mitchell	Wilson
Dansby	Ingram		

—46

*Nays:**Messrs:*

Austin	Moorer	Simpson	Waddell
Baker	McDonald	Sparks	Whorton
Calvert	Pittman	Tompkins	Williams
Cliett	Preston	Tunstall	Woodard
Graham (Clarke)	Robertson		

—18

H. 332. To amend section 4884 of the Code of Alabama.

Was read a third time at length and lost for lack of a quorum voting.

Yeas, 28; nays, 24.

*Yeas:**Messrs:*

Mr. Speaker	Christian	Gilbert	Longshore
Alexander	Cliett	Graham (Autauga)	Mathews (Clarke)
Allen	Cobbs	Hall (Marion)	Matthews (Wilcox)
Arnold	Crump	Holmes (Baldwin)	Pittman
Barganier	Dansby	Ingram	Russell
Brindley	Dickson	Johnson	Smith
Carnley	Edwards (Dallas)	Long (Sumter)	Van de Graff

—28

*Nays:**Messrs:*

Austin	Jones (Montgomery)	Peters	Sparks
Calvert	Lynne	Preston	Tompkins
Hale	Milford	Robertson	Waddell
Hardaway	Moorer	Ross	Whorton
Harrison	McDonald	Shaw	Williams
Howle	Oliver	Simpson	Woodard

—24

S. 159. To provide and prescribe an additional mode of service in all proceedings in the courts of this State upon non residents of this State, and upon residents of this State, who have been absent from the State for at least six months prior to the institution of such proceedings, and upon any and all residents of this State, who conceal themselves so that process can not be

served upon them; and to declare the force and effect of such service; and to prescribe the time within which orders, judgments and decrees rendered in such proceedings upon such service shall become final.

Was read a third time at length and passed.

Yeas, 68; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Holmes (Elmore)	Partridge
Albright	Crump	Howle	Peters
Alexander	Dansby	Ingram	Pittman
Allen	Dickson	Jones (Montgomery)	Preston
Andrews	Edwards (Dallas)	Lawson	Ross
Arnold	Edwards (Pike)	Lee (Butler)	Salter
Austin	Ellis (Elmore)	Lee (Perry)	Seale
Baker	Gilbert	Long (Sumter)	Shaw
Barganier	Graham (Autauga)	Longshore	Simpson
Benners	Graham (Clarke)	Lynne	Smith
Bracken	Hall (Henry)	Mathews (Clarke)	Tompkins
Brindley	Hall (Marion)	Matthews (Wilcox)	Truss
Calvert	Hale	Milford	Van de Graff
Carnley	Hardaway	Moorer	Waddell
Christian	Hare	McDonald	Williams
Christopher	Hawkins	Oliver	Wilson
Cliett	Holmes (Baldwin)	Orr	Woodard

—68

S. 452. To amend section 2686 of the Code of Alabama of 1907.

Was read a third time at length and passed.

Yeas, 68; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Holmes (Elmore)	Partridge
Albright	Crump	Howle	Peters
Alexander	Dansby	Ingram	Pittman
Allen	Dickson	Jones (Montgomery)	Preston
Andrews	Edwards (Dallas)	Lawson	Ross
Arnold	Edwards (Pike)	Lee (Butler)	Salter
Austin	Ellis (Elmore)	Lee (Perry)	Seale
Baker	Gilbert	Long (Sumter)	Shaw
Barganier	Graham (Autauga)	Longshore	Simpson
Benners	Graham (Clarke)	Lynne	Smith
Bracken	Hall (Henry)	Mathews (Clarke)	Tompkins
Brindley	Hall (Marion)	Matthews (Wilcox)	Truss
Calvert	Hale	Milford	Van de Graff
Carnley	Hardaway	Moorer	Waddell
Christian	Hare	McDonald	Williams
Christopher	Hawkins	Oliver	Wilson
Cliett	Holmes (Baldwin)	Orr	Woodard

—68

H. 166. To provide for the establishment and maintenance of a home for mental inferiors in Alabama.

Was on motion of Mr. Ross indefinitely postponed.

S. 309. To provide for the establishment and maintenance of a home for mental inferiors in Alabama; to define who are mental inferiors; to provide for their care, treatment, and training, and to appropriate the money necessary therefor from the State treasury.

Was read a third time at length and passed.

Yeas, 64; nays, 3.

Yeas:

Messrs:

Mr. Speaker	Dickson	Johnson	Peters
Albright	Edwards (Pike)	Lawson	Pittman
Alexander	Ellis (Elmore)	Lee (Perry)	Preston
Allen	Gilbert	Lewis	Robertson
Arnold	Graham (Autauga)	Long (Sumter)	Ross
Baker	Graham (Clarke)	Longshore	Russell
Barganier	Hall (Henry)	Lynne	Salter
Bracken	Hall (Marion)	Mathews (Clarke)	Shaw
Brindley	Hale	Matthews (Wilcox)	Simpson
Carnley	Hardaway	Mitchell	Sparks
Christian	Hare	Murphree	Stoddard
Clayton	Harrison	McDonald	Tompkins
Cliett	Holmes (Baldwin)	McLeod	Truss
Cobbs	Holmes (Elmore)	Oliver	Van de Graff
Crump	Ingram	Orr	Wilson
Dansby	Jones (Montgomery)	Partridge	Woodard

—64

Nays:

Messrs:

Austin	Calvert	Whorton
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—3

H. 368. To make an appropriation for the support and maintenance of the Alabama Tuberculosis Commission, created and incorporated under and by virtue of a certain act of the Legislature of Alabama, and approved September 22, 1915, entitled: An act to prevent the spread of tuberculosis by the creation of a tuberculosis commission, to provide for its organization and work and to authorize the erection and maintenance of local hospitals under its supervision.

Was read a third time at length and passed.

Yeas, 66; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Baker	Carnley	Crump
Alexander	Barganier	Christian	Dansby
Allen	Bracken	Clayton	Dickson
Arnold	Brindley	Cliett	Edwards (Pike)
Austin	Calvert	Cobbs	Ellis (Bullock)

Ellis (Elmore)	Holmes (Baldwin)	Matthews (Wilcox)	Russell
Fletcher	Holmes (Elmore)	Mitchell	Salter
Gilbert	Howle	McDonald	Seale
Graham (Autauga)	Ingram	McLeod	Shaw
Graham (Clarke)	Jones (Montgomery)	Oliver	Sparks
Guy	Johnson	Orr	Stoddard
Hall (Henry)	Lawson	Partridge	Tompkins
Hall (Marion)	Lee (Perry)	Peters	Van de Graff
Hale	Long (Sumter)	Pittman	Williams
Hardaway	Longshore	Preston	Wilson
Hare	Lynne	Ross	Woodard
Harrison	Mathews (Clarke)		

—66

And the bill was ordered sent to the Senate without engrossment.

H. 854. To make an appropriation for the relief of John W. Abercrombie.

Was, on motion of Mr. Wilson, indefinitely postponed.

S. 530. To make an appropriation for the relief of John W. Abercrombie.

Was taken up. Mr. Carnley offered the following amendment to the bill:

"Amend by striking out the words and figures which provide for the payment of interest on the claim."

And the amendment was adopted.

Yeas, 59; nays, 4.

Yeas:

Messrs:

Mr. Speaker	Dansby	Ingram	Peters
Alexander	Dickson	Jones (Montgomery)	Pittman
Allen	Edwards (Dallas)	Lawson	Preston
Arnold	Edwards (Pike)	Lee (Perry)	Ross
Austin	Gilbert	Long (Sumter)	Russell
Baker	Graham (Autauga)	Longshore	Seale
Barganier	Graham (Clarke)	Lynne	Shaw
Brindley	Hall (Marion)	Mathews (Clarke)	Smith
Calvert	Hale	Matthews (Wilcox)	Sparks
Carnley	Hare	Milford	Stoddard
Christian	Harrison	Mitchell	Van de Graff
Clayton	Hawkins	Moorer	Waddell
Cliett	Holmes (Baldwin)	Oliver	Whorton
Cobbs	Holmes (Elmore)	Orr	Woodard
Crump	Howle	Partridge	

—59

Nays:

Messrs:

Ellis (Elmore)	Johnson	McDonald	Reynolds
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—4

And the bill:

S. 530. To make an appropriation for the relief of John W. Abercrombie.

As amended, was read a third time at length and passed.
Yeas, 37; nays, 20.

Yeas:

Messrs:

Mr. Speaker	Gilbert	Matthews (Wilcox)	Smith
Allen	Graham (Autauga)	Mitchell	Sparks
Barganier	Graham (Clarke)	Peters	Stoddard
Carnley	Hale	Pittman	Tompkins
Cobbs	Hare	Robertson	Truss
Crump	Holmes (Baldwin)	Russell	Tunstall
Dickson	Ingram	Salter	Van de Graff
Edwards (Dallas)	Longshore	Seale	Williams
Edwards (Pike)	Lynne	Shaw	Wilson
Ellis (Elmore)			

—37

Nays:

Messrs:

Austin	Hall (Marion)	Jordan	Parker
Baker	Hardaway	Lawson	Preston
Brindley	Howle	Lee (Perry)	Reynolds
Calvert	Jones (Montgomery)	Mathews (Clarke)	Waddell
Cliett	Johnson	McDonald	Whorton

—20

H. 912. To make an appropriation for tick eradication.
Was read a third time at length and passed.
Yeas, 61; nays, 1.

Yeas:

Messrs:

Mr. Speaker	Edwards (Dallas)	Jones (Montgomery)	Peters
Alexander	Edwards (Pike)	Johnson	Russell
Allen	Ellis (Elmore)	Lawson	Salter
Arnold	Gilbert	Lee (Perry)	Seale
Austin	Graham (Autauga)	Lewis	Shaw
Barganier	Graham (Clarke)	Long (Sumter)	Simpson
Bracken	Guy	Longshore	Smith
Brindley	Hall (Marion)	Lynne	Sparks
Calvert	Hale	Mathews (Clarke)	Stoddard
Carnley	Hardaway	Matthews (Wilcox)	Tompkins
Cliett	Hare	Mitchell	Truss
Cobbs	Hawkins	McDonald	Van de Graff
Crump	Holmes (Baldwin)	Oliver	Waddell
Dansby	Howle	Orr	Williams
Dickson	Ingram	Partridge	Wilson
Dunaway			

—61

Nays:

Mr. Preston—1.

And the bill was ordered sent to the Senate without engrossment.

H. 911. To make an appropriation for the control and eradication of tuberculosis, hog cholera and all other infectious and

contagious animal diseases and the materials or things that may spread or carry the cause of such diseases of live stock.

Was read a third time at length and passed.

Yeas, 62; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Ingram	Pittman
Albright	Dansby	Jones (Montgomery)	Preston
Alexander	Dickson	Johnson	Russell
Allen	Edwards (Dallas)	Lawson	Salter
Andrews	Edwards (Pike)	Lee (Perry)	Seale
Arnold	Ellis (Elmore)	Long (Sumter)	Shaw
Austin	Gilbert	Longshore	Sparks
Baker	Graham (Autauga)	Lynne	Tompkins
Barganier	Graham (Clarke)	Mathews (Clarke)	Truss
Bracken	Hall (Henry)	Matthews (Wilcox)	Van de Graff
Brindley	Hall (Marion)	Milford	Waddell
Calvert	Hale	McDonald	Whorton
Carnley	Hare	Oliver	Williams
Christopher	Hawkins	Orr	Wilson
Cliett	Holmes (Baldwin)	Partridge	Woodard
Cobbs	Holmes (Elmore)		

—62

And the bill was ordered sent to the Senate without engrossment.

H. 855. To create the department of examiners of accounts, to prescribe its powers, duties and functions, provide for the appointment of a chief examiner and assistant examiners, to regulate the duties and compensation of such officials, and to provide clerical help for said department.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Howle	Peters
Albright	Crump	Ingram	Pittman
Alexander	Dansby	Jones (Montgomery)	Ross
Allen	Dickson	Johnson	Russell
Andrews	Edwards (Dallas)	Lawson	Salter
Arnold	Edwards (Pike)	Lee (Perry)	Seale
Austin	Ellis (Elmore)	Long (Sumter)	Shaw
Baker	Faulk	Longshore	Simpson
Benness	Fletcher	Lynne	Sparks
Bracken	Gilbert	Matthews (Wilcox)	Stewart
Brindley	Hall (Henry)	Milford	Stoddard
Calvert	Hall (Marion)	Mitchell	Van de Graff
Carnley	Hare	Moorer	Waddell
Christian	Hawkins	Orr	Whorton
Cliett	Holmes (Baldwin)	Parker	Woodard

—60

And the bill was ordered sent to the Senate without engrossment.

H. 1131. To fix the salaries of the chairman and two associate members of the State tax commission, and to prescribe the manner of payment of same.

Was read a third time at length and passed.

Yeas, 55; nays, 10.

Yeas:

Messrs:

Mr. Speaker	Edwards (Dallas)	Lawson	Robertson
Alexander	Edwards (Pike)	Lee (Perry)	Ross
Allen	Gilbert	Long (Sumter)	Russell
Andrews	Graham (Autauga)	Longshore	Salter
Austin	Graham (Clarke)	Lynne	Shaw
Barganier	Guy	Matthews (Wilcox)	Simpson
Benners	Hall (Marion)	Milford	Smith
Bracken	Hale	Mitchell	Sparks
Brindley	Hare	Oliver	Stoddard
Carnley	Hawkins	Orr	Tunstall
Cliett	Holmes (Baldwin)	Partridge	Van de Graff
Cobbs	Holmes (Elmore)	Peters	Wilson
Crump	Jones (Montgomery)	Pittman	Woodard
Dickson	Jordan	Preston	

—55

Nays:

Messrs:

Calvert	Howle	McDonald	Whorton
Christian	Ingram	Tompkins	Williams
Ellis (Elmore)	Mathews (Clarke)		

—10

And the bill was ordered sent to the Senate without engrossment.

H. 879. To amend section 5978, Code of Alabama of 1907.

Was read a third time at length and passed.

Yeas, 61; nays, 10.

Yeas:

Messrs:

Mr. Speaker	Gilbert	Lee (Perry)	Robertson
Alexander	Graham (Autauga)	Lewis	Ross
Arnold	Guy	Long (Sumter)	Russell
Barganier	Hall (Henry)	Longshore	Salter
Bracken	Hale	Lynne	Seale
Brindley	Hardaway	Matthews (Wilcox)	Shaw
Calvert	Hare	Mitchell	Smith
Carnley	Hawkins	Moorer	Sparks
Clayton	Holmes (Baldwin)	McDonald	Stoddard
Cliett	Holmes (Elmore)	Oliver	Tompkins
Cobbs	Ingram	Orr	Truss
Crump	Jones (Montgomery)	Partridge	Tunstall
Dansby	Johnson	Peters	Van de Graff
Dickson	Jordan	Pittman	Waddell
Edwards (Dallas)	Lawson	Preston	Wilson
Edwards (Pike)			

—61

*Nays:**Messrs:*

Allen	Graham (Clarke)	Mathews (Clarke)	Whorton
Austin	Hall (Marion)	Simpson	Williams
Ellis (Elmore)	Howle		

—10

And the bill was ordered sent to the Senate without engrossment.

H. 157. To provide for extension work in agriculture and home economics by giving instruction to men, women and young people in the several counties in Alabama, by continuing and improving farm demonstration work, by organizing marketing clubs, by organizing and supervising boys' corn and pig clubs, girls' canning clubs, women's clubs in home economics and by conducting other extension work through other means, all with a view to making farm life more profitable and attractive; to secure for Alabama the full amount of the funds conditionally appropriated by Congress under the Smith-Lever extension act for extension work in agriculture and home economics; and to make appropriations for these purposes.

Was read a third time at length and passed.

Yeas, 68; nays, 0.

*Yeas:**Messrs:*

Mr. Speaker	Cobbs	Holmes (Elmore)	Partridge
Albright	Crump	Howle	Peters
Alexander	Dansby	Ingram	Pittman
Allen	Dickson	Jones (Montgomery)	Preston
Andrews	Edwards (Dallas)	Johnson	Ross
Arnold	Edwards (Pike)	Lee (Butler)	Salter
Austin	Ellis (Elmore)	Lee (Perry)	Seale
Baker	Gilbert	Long (Sumter)	Shaw
Barganier	Graham (Autauga)	Longshore	Simpson
Benners	Graham (Clarke)	Lynne	Smith
Bracken	Hall (Henry)	Mathews (Clarke)	Tompkins
Brindley	Hall (Marion)	Matthews (Wilcox)	Truss
Calvert	Hale	Milford	Van de Graff
Carnley	Hardaway	Moorer	Waddell
Christian	Hare	McDonald	Williams
Christopher	Hawkins	Oliver	Wilson
Cliett	Holmes (Baldwin)	Orr	Woodard

—68

And the bill was ordered sent to the Senate without engrossment.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills and ordered same sent forthwith to the House without engrossment:

S. 668. To authorize and direct the sheriffs of all counties having a population of not less than 26,940 nor more than 27,000, according to the last Federal census or any subsequent census, to employ deputies and janitors to keep the jail and grounds of said jails in a cleanly and sanitary condition; and to authorize and direct the boards of revenue or commissioners courts of said counties to pay the monthly salaries of said deputies and janitors.

S. 410. To propose and submit to the qualified electors of the State of Alabama at the next general election to be held in ~~and for said State~~ a proposed amendment to the Constitution whereby the Legislature may make laws for the purpose of levying or collecting what is known as an inheritance tax on real and personal money, public and private securities of every kind in this State passing from any person who may die seized and possessed thereof, or of any part of such estate of any securities, of interest therein, transferred by the intestate laws of this State, or by will, deed, grant, bargain, sale or gift made or intended to take effect in possession after death of the grantor, deviser or donor and to exempt from such tax fifty thousand dollars.

S. 614. To prohibit disconnecting or cutting loose of fences in certain cases and to make it a misdemeanor to do so.

S. 613. To authorize the introduction of certain evidence in the trial of all cases of homicide.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate Standing Committees as follows:

Local Legislation, S. 668.
Judiciary, S. 410, S. 613.
Revision of Laws, S. 614.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills and ordered same sent forthwith to the House without engrossment:

S. 748. To make appropriations for the ordinary expenses for the executive, legislative and judicial departments of the State for the interest on the public debt and for the public schools.

S. 749. To provide for the purchase or condemnation of a site and the erection of a building thereon for a Pasteur Institute

and laboratory and the purchase of necessary or proper equipment therefor and to make appropriation for such purposes.

S. 750. To fix the compensation of the several State executive officers, officers of departments and boards, subordinate officers, clerks, watchmen and capitol servants.

S. 692. To fix the salary of all judges of probate in all counties in this State which now have, or which may hereafter have a population of as much as eighty-two thousand people and less than two hundred thousand people according to the last Federal census or any such census which may hereafter be taken, who are now or may hereafter be paid on a salary basis, and also for clerical help and other expenses and to provide for payment thereof.

S. 684. To amend section 3 of "An act to impose a license or privilege tax of one dollar a year on each dog in the State of Alabama, over four months of age, and to provide for the collection of such tax and to provide that all livestock killed by any dog and all damages done thereto shall be paid for out of the dog tax fund, and to provide for the distribution of the surplus left in the dog tax fund on the first day of March of each year," approved September 18th, 1915, and by inserting section 3½ to provide compensation to the tax assessor and tax collector for assessing and collecting said tax.

S. 562. To better secure compliance with the laws of Alabama, requiring instruction of all pupils in public schools, and in all schools and colleges supported in whole or in part by public money, or under State control, with reference to the effect of alcoholic drinks, stimulants and narcotics upon the human system.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees, as follows:

Ways, Means and Appropriations, S. 748, S. 749, S. 750, S. 684.

Revision of Laws, S. 692.

Education, S. 562.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill and ordered same sent forthwith to the House without engrossment:

S. 565. To provide for the election of county superintendent of education of Dale county, Alabama, by the people and to provide for the election of school trustees of every school district in said county by the patrons of such district.

With notice and proof thereto attached and herewith exhibited as follows:

A BILL TO BE ENTITLED AN ACT

To provide for the election of county superintendent of education of Dale county, Alabama, by the people, and to provide for the election of school trustees of every school district in said county by the patrons of such district.

Be it enacted by the Legislature of Alabama:

1. That the county superintendent of education of Dale county, Alabama, after the expiration of the present term of the incumbent of that office shall be elected by the qualified voters of said county in the same way and manner as the judge of probate for said county is now elected; and no person shall be elected as such superintendent, unless engaged in school work, and who holds a first grade teachers certificate.

2. That the school trustees of every school district as now laid out by law, shall be elected annually by the patrons of such school district; and they are hereby clothed with the power and authority to elect all teachers for their several districts.

3. That all laws and parts of laws, general and special, in conflict with the provisions of this act, be and the same are hereby repealed.

W. W. Morris,

The State of Alabama, }
Montgomery County. }

I, John Q. Adams, editor and publisher of the Southern Star, a newspaper published at Ozark, Dale county, Alabama, do solemnly swear that the attached notice was published in said newspaper for four consecutive weeks prior to the making of this affidavit.

John Q. Adams,
Publisher.

Sworn to and subscribed before me this the 22nd day of August, 1919.

Peter A. Brannon,
Notary Public in and for Montgomery County, Alabama.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee, as follows:

Education, S. 555.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill and ordered same sent forthwith to the House without engrossment:

S. 701. To provide for the relief of L. F. Jackson and to authorize the payment to him of the sum of one hundred dollars out of the fine and forfeiture fund of Jefferson county, same having been paid by him upon the forfeiture of a bond of Judge Morrow.

With notice and proof attached and herewith exhibited, as follows:

NOTICE.

Notice is hereby given that application will be made to the Legislature of Alabama for the passage of an act in substance as follows:

To provide for the relief of L. F. Jackson and to authorize the payment to him of the sum of one hundred dollars out of the fine and forfeiture fund of Jefferson county, same having been paid by him upon the forfeiture of a bond of Judge Morrow.

Be it enacted by the Legislature of Alabama:

Section 1. That the sum of one hundred dollars heretofore paid by L. F. Jackson into the fine and forfeiture fund of Jefferson county upon the forfeiture of a bond on one Judge Morrow, be and the same is hereby refunded and the treasurer of Jefferson county is hereby authorized and directed to pay to the said L. F. Jackson said sum of one hundred dollars out of the fine and forfeiture fund of Jefferson county.

State of Alabama, }
County of Jefferson. }

Personally appeared before me, Mary Mosley, notary public in and for said State and county, J. H. F. Mosley, who, being duly sworn, deposes and says that he is editor and manager of the Labor Advocate, a weekly newspaper published at Birmingham, Alabama; and that the advertisement notice attached hereto was published in the Labor Advocate on the following dates: July 12, 19, 26, August 3, 1919.

J. H. F. Mosley.

Sworn to and subscribed before me, this 8th day of September, 1919.

Mary Mosley,
Notary Public.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee, as follows:

Ways, Means and Appropriations, S. 701.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills and ordered same sent forthwith to the House without engrossment:

S. 754. To change, alter or enlarge the corporate limits of the town of Inglenook, Jefferson county, Alabama.

With notice and proof thereto attached and herewith exhibited, as follows:

NOTICE OF SPECIAL ACT.

Notice is hereby given that application will be made to the present Legislature of the State of Alabama to pass a special or local act, the substance of which will be to so change, alter, or enlarge the corporate limits of the town of Inglenook, Alabama, as to include within the corporate limits of said town the following described territory or lands, situated in Jefferson county, Alabama, to-wit:

All of the west half of the east half of section eight (8) and all of that part of the west half of the northeast quarter of section seventeen (17), lying north of the macadamized road, running through said northeast quarter and commonly known as the East Lake road, all of said territory or lands being in township seventeen (17), range two (2), west.

The State of Alabama, }
Jefferson County. }

Before me, W. H. Woolverton, a notary public in and for said county and State, personally appeared L. P. Hill, who is known to me and who being by me first duly sworn, on oath deposes and says that he is the owner and publisher of the "Ensley Enterprise," that said Ensley Enterprise is a newspaper published in Jefferson county, Alabama, and of general circulation in said county; that the attached notice of intention to introduce in the present Legislature of Alabama an act to change, alter or enlarge the corporate limits of the town of Inglenook, Alabama, is a true and correct copy of notice published in said "Ensley Enterprise;" that said notice was published in said newspaper once a week for four successive weeks, being published in the issues of said paper published on August 9th, 1919, August 16th, 1919, August 23rd, 1919, and August 30th, 1919.

L. P. Hill.

Subscribed and sworn to before me this 4th day of September, 1919.

W. H. Woolverton,
Notary Public.

S. 457. To fix the compensation of the members of the commissioners courts or boards of revenue in all counties having a population of not less than 39,110 and not more than 39,920, according to the census of 1910, and to provide for the payment of the same.

S. 709. To provide a fund out of which the salaries of the judges of the county court shall be paid, and to fix the amount of such salaries in counties having a population of more than eighteen thousand and less than eighteen thousand three hundred, according to the Federal census of 1910 or any subsequent Federal census.

S. 696. To fix the salary of the judge of the county court in all counties having a population of not less than twenty-eight thousand six hundred and seventy (28,670) and not more than twenty-eight thousand seven hundred and twenty (28,720) according to the Federal census of 1910 and provide for the payment of the same.

S. 545. To confer upon boards of revenue in counties of this State having a population of not less than 82,000 and not more than 100,000 according to the latest Federal census the right to condemn lands or interests therein for the purpose of obtaining gravel or other road building material for the building and maintenance of public roads of the county, and to prescribe the procedure for same.

S. 697. To abolish all county courts and the office of deputy solicitor in all counties in the State of Alabama, in which there is but one circuit judge, which counties alone constitute a judicial circuit, and repealing all laws or parts of laws in conflict with the provisions of this act, and providing when this act shall take effect.

S. 564. To authorize the court of county commissioners or board of revenue in all counties in this State having a population of not less than eighteen thousand, eight hundred and eighty-nine and not more than eighteen thousand eight hundred and ninety, according to the last preceding Federal census, to furnish to the sheriff in said county an automobile to be used by the sheriff in the discharge of his duties as sheriff, and to pay all expenses of operating said automobile, and of keeping the said automobile in repair.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees, as follows:

Local Legislation, S. 754.

Ways, Means and Appropriations, S. 457, S. 709, S. 606, S. 564.

Judiciary, S. 545.

Revision of Laws, S. 697.

RECESS.

On motion of Mr. Lynne the House recessed until 8 o'clock tonight.

NIGHT SESSION.

The House met pursuant to adjournment.

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate has concurred in and adopted :

H. J. R. 375. Relative to the return of H. 712 by the governor for the purpose of correcting clerical errors, etc.

And returns same herewith to the House.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate has passed the following House bills and returns same herewith to the House :

H. 793. To authorize the city of Fairfield, in Jefferson county, Alabama, to levy taxes on all real and personal property, and franchises in said city, for the year beginning January 1, 1919, and ending December 31, 1919, and for each year thereafter; to provide the rate of said taxation; and to fix the value of property for taxation in said city; to provide when said taxes shall fall due and how same shall be collected and to fix the date of each tax year.

H. 895. To provide for the payment of salaries by the county to circuit judges in circuits composed of only one county, and having more than three judges, in addition to the salary paid by the State.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate has concurred in the House amendment to the following Senate bills :

S. 288. To amend an act entitled an act to designate certain public roads of the State of Alabama, as State trunk roads, and to provide the manner in which such roads shall be located, improved and maintained.

S. 346. To authorize sheriffs of counties having a population of not less than 30,815 nor more than 30,915, according to the Federal census of 1910, to employ jailers, and to prescribe their duties and fix their salaries.

S. 262. To provide for the payment of expenses for automobiles for the use of sheriffs in the discharge of their duties as such, in counties of not less than 30,815, nor more than 30,915 population according to the Federal census of 1910.

S. 395. To change the amount, or fix the amount, of the salary or compensation to be paid to the county treasurer of any county of the State, having a population of eighty thousand or over according to the last or any succeeding Federal census; to provide the method and manner of its payment; and to repeal all laws or parts of laws, general, local, or special, in conflict with this act.

S. 271. To provide for notice to the plaintiff of the filing of pleas of set-off, recoupment or any other plea upon which a judgment by default may be taken, and to regulate the taking of judgments by default on such pleas.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill and ordered same sent forthwith to the House without engrossment:

S. 611. Regulating the sale and exchange of gasoline, benzine, naphtha and other liquid motor fuels, and providing for the tagging and inspection of such product and creating within the State highway department the department of liquid fuel inspection and providing penalties for the violation of this act.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee, as follows:

Ways, Means and Appropriations, S. 611.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills and ordered same sent forthwith to the House without engrossment:

S. 651. To amend an act approved February 14, 1919, entitled, "An act to provide for extension work in agriculture and home economics by giving instruction to men, women and young people in the several counties in Alabama, by continuing and im-

proving farm demonstration work, by organizing marketing clubs, by organizing and supervising boys' corn and pig clubs, girls' canning clubs, women's clubs in home economics and by conducting other extension work through other means, all with a view to making farm life more profitable and attractive; to secure for Alabama the full amount of the funds conditionally appropriated by Congress under the Smith-Lever extension act for extension work in agriculture and home economics; and to make appropriations for these purposes."

S. 371. To amend section 2 of an act "To provide for the creation of the office of State prison inspector; to prescribe the duties and powers of such office; to provide for the necessary assistants to said inspector; to fix the compensation of such inspector and his assistants; to provide for the construction, the regulation, the management, the maintenance, the operation, the healthfulness, and the sanitation of all county jails, almshouses, and such town and city prisons as are in towns or cities of ten thousand or more population according to the last Federal census, under the supervision of said inspector, and to prescribe the duties of the various public officials with respect thereto, and to provide punishment for violations of this act," approved April 8, 1911 (General Acts 1911, p. 356).

S. 578. To further define criminal conspiracy in this State.

S. 653. To amend section 15 of an act "To further suppress the evils of intemperance; to restrict the receipt, possession and delivery of spirituous, vinous, malted, fermented or other intoxicating or prohibited liquors and beverages and fixing punishment and penalties," approved January 25th, 1919.

S. 484. To authorize the clerk of the Court of Appeals of Alabama to employ an assistant and fix his salary.

S. 676. To prescribe the amount of solicitors fees in cases of conviction for carrying concealed a pistol about the person.

S. 473. To authorize the governor to provide for the use of funds, special or general, in the treasury, when needed to meet the obligations of the State.

S. 627. For appropriation for erection and equipment of two buildings for the Alabama insane hospitals on the grounds of the Brice Hospital at Tuscaloosa.

S. 759. To require the State income tax supervisor and certain officials under him to execute official bonds with surety for the faithful performance of their duties under the act entitled an act to provide for the general revenue of the State of Alabama, approved September, 1919.

S. 711. To amend sections 23, 24, 28, 29 and 33 of an act entitled, "An act providing for the registration, licensing, identi-

fication and regulation of motor vehicles operated upon the public highways of this State; and fixing liability for persons riding therein, and providing penalties and punishments for violations of the provisions of said act, approved April 22nd, 1911.

S. 477. To amend an act approved September 25th, 1915, to provide a mode whereby cities in the State of Alabama which shall have heretofore adopted or may hereafter adopt a commission form of government as authorized by law, may after an election upon such question, abandon such commission form of government and return to the aldermanic form of government as the same existed therein at the time of adoption of commission form of government.

S. 657. To provide for the appointment of deputy registers and deputy clerks for circuit courts in judicial circuits composed of one county having two or more judges, and to prescribe the duties and fix the compensation and salary of such deputies.

S. 406. To amend chapter 193 of the Code of Alabama, 1907.

S. 560. To provide for the payment of any fee or reward that is made payable by statute to any person who furnished the evidence that brought about the conviction of a person charged with unlawfully distilling or manufacturing or making prohibited liquors and beverages.

S. 397. To authorize, regulate and prescribe the manner of summoning by registered mail witnesses and jurors in any and all proceedings in any and all courts in this State.

S. 626. To provide a method by which municipalities may assume the management, supervision and control of any street or part of street, which is or may hereafter be, under the management, supervision or control of courts of county commissioners or boards of revenue and road commissioners.

S. 391. To prohibit the changing, altering, erasing or obliterating factory numbers on motor vehicle tires, and to make the possession of such tires, with the factory numbers thereon changed, altered, erased or obliterated, prima facie evidence that such tires were stolen, and that the person in possession thereof knew that such tires were stolen.

S. 756. To encourage the manufacture of air nitrates in the State of Alabama, by exempting from taxation the plants, products and other property of any person, firm or corporation acquiring either by lease or purchase, any factory or plant already built in this State, for the production and manufacture of atmospheric nitrogen.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees, as follows:

Ways, Means and Appropriations, S. 651, S. 484, S. 473, S. 627, S. 711.

Judiciary, S. 371, S. 676, S. 759, S. 657.

Revision of Laws, S. 578, S. 406, S. 397, S. 391.

Temperance, S. 653, S. 560.

Municipal Organization, S. 477, S. 626.

Agriculture, S. 756.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills and ordered same sent forthwith to the House without engrossment:

S. 584. To authorize the governor to employ a special force of not more than ten men to serve under his immediate direction and control, to assist him in his duty of taking care that the laws of the State are faithfully executed, and to provide compensation for their services.

S. 760. To make the surety bond required for each of the several tax collectors of the State more secure by providing that such bond shall be and operate as a lien on the property of the tax collectors' personal or individual sureties in cases where personal or individual sureties sign the bond, from the date of any default covered by the bond of any tax collector.

S. 493. To authorize the recording, acknowledgment or probate of bonds for title, or other written contracts, relating to lands and to prescribe the effect thereof.

S. 482. To provide for the subdivision of counties into school attendance districts, and to provide for the attendance officers under the compulsory education law in counties of this State having a population of not less than 21,600 nor more than 22,000, according to the Federal census of 1910, or any subsequent Federal census.

S. 401. To provide the method of conveying real estate, or any interest therein, which may be sold under any mortgage or deed of trust, or under any execution, or under the decree of any court.

S. 494. To amend section 3361 of the Code of Alabama of 1907.

S. 677. To amend section 7798 of the Code of Alabama 1907.

S. 492. To amend section 2818 of the Code of Alabama, 1907.

S. 491. To amend section 1491 of the Code of Alabama.

S. 582. To authorize the appointment and employment of State parole agents for persons convicted of felonies and under parole by the governor or boards of pardons, or under suspended sentence by the courts, to prescribe their duties and powers and to provide for their compensation, expenses and removal from office and to provide for a State organization to encourage persons interested in the reformation of such convicts to act as local parole agents, without compensation, but with necessary expenses to be paid.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees, as follows:

Judiciary, S. 760, S. 401, S. 494, S. 677, S. 492, S. 491, S. 582.
Ways, Means and Appropriations, S. 584.
Revision of Laws, S. 493.
Education, S. 482.

BILL OK THIRD READING.

H. 878. To amend section 211 of the Code of Alabama down through subdivisions 1 and 2 thereof.

Was read a third time at length and passed.

Yeas, 55; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Johnson	Robertson
Adams	Crump	Lawson	Ross
Albright	Dansby	Lewis	Seale
Alexander	Dickson	Longshore	Shaw
Allen	Dunaway	Lynne	Simpson
Arnold	Faulk	Milford	Sparks
Baker	Gilbert	Murphree	Stewart
Benners	Hale	McDonald	Stoddard
Bracken	Hare	McLeod	Trammell
Burks	Hawkins	Oliver	Tunstall
Burns	Hollis	Orr	Waddell
Carnley	Howle	Parker	Wilson
Clayton	Ingram	Peters	Woodard
Cliett	Jones (Montgomery)	Preston	

—55

ADJOURNMENT.

On motion of Mr. Merritt (Mr. Lynne presiding), the House adjourned until Tuesday morning, September 23rd, at 9 o'clock.

FORTY-EIGHTH DAY.

House of Representatives,
Tuesday, September 23rd, 1919.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Dr. Crumpton, of the city.

ROLL CALL.

In a call of the roll of the House the following members answered to their names:

Messrs:			
Mr. Speaker	Dickson	Jones (Montgomery)	Robertson
Adams	Edwards (Dallas)	Johnson	Ross
Albright	Edwards (Pike)	Jordan	Russell
Alexander	Ellis (Bullock)	Lawson	Salter
Allen	Ellis (Elmore)	Lee (Butler)	Seale
Andrews	Faulk	Lee (Perry)	Shaw
Arnold	Fletcher	Lewis	Sherrrod
Austin	Gilbert	Long (Butler)	Simpson
Baker	Graham (Autauga)	Long (Sumter)	Smith
Barganier	Graham (Clarke)	Longshore	Sparks
Blunt	Guy	Lynne	Stewart
Bracken	Hall (Henry)	Matthews (Wilcox)	Stoddard
Brindley	Hall (Marion)	Milford	Tompkins
Burks	Hale	Mitchell	Trammell
Calvert	Hardaway	Murphree	Truss
Carnley	Hare	McDonald	Tunstall
Christian	Harrison	Oakley	Van de Graff
Christopher	Hawkins	Orr	Waddell
Clayton	Hollis	Parker	Whorton
Cliett	Holmes (Baldwin)	Partridge	Williams
Cobbs	Holmes (Elmore)	Pittman	Wilson
Collins	Howle	Preston	Woodard
Crump	Ingram	Reynolds	
Dansby			

—93

A quorum was present.

REPORT OF THE COMMITTEE ON REVISION OF THE JOURNAL.

Mr. Speaker:

Your Committee on the Revision of the Journal beg leave to report that we have examined the Journal for the forty-seventh day and find the same to be correct.

W. G. Allen,
Acting Chairman.

The report of the Committee was concurred in and adopted and the Journal for the forty-seventh day was approved.

LEAVE OF ABSENCE.

Was granted to Mr. Lee of Perry for today.

On motion of Mr. Lynne, all House bills passed during the session today were ordered sent to the Senate without engrossment.

RESOLUTIONS.

The following resolutions were introduced:

By Mr. Preston:

H. J. R. 380. Resolved by the House, the Senate concurring, That the governor be requested to return to the House, House bill No. 951, for the purpose of correcting a clerical error, which error occurred in the enrollment of the bill, and that the presiding officers of the House and Senate be requested to erase their signatures from said bill.

And the resolution was adopted.

By Mr. Clayton:

H. R. 381. Whereas, some of the duties of the commissioner of agriculture of the State of Alabama, as discharged by the present incumbent of that office, seem in conflict and out of harmony with the name of said office,

Therefore, be it resolved by the House of Representatives, the Senate concurring, That the name of the State office at present designated as commissioner of agriculture and industries be and the same is hereby changed to commissioner of cotton seed oil mills, so that its incumbent may hereafter function consistently.

And the resolution was referred to the Rules Committee.

By Mr. Blount:

H. 382. Resolved, That the thanks of the House are tendered the proprietors of the Mobile Register and Birmingham Age-Herald for the free distribution of those papers among the members.

And the resolution was adopted.

By Mr. Waddell:

H. 383. Resolved by the House of Representatives, That Senate bill 215 be and the same is hereby made a special order immediately after the reading of the Journal on the next legislative day.

And the resolution was referred to the Rules Committee.

BILLS REPORTED FAVORABLY.

Mr. Lynne, chairman of the Standing Committee on Local Legislation, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

S. 668. To authorize and direct the sheriffs of all counties having a population of not less than 26,940 nor more than 27,000, according to the last Federal census or any subsequent census, to employ deputies and janitor to keep the jail and grounds of said jails in a cleanly and sanitary condition; and to authorize and direct the boards of revenue or commissioners court of said counties to pay the monthly salaries of said deputies and janitor by warrants issued therefor by the said boards of revenue or like governing bodies.

S. 754. To change, alter or enlarge the corporate limits of the town of Inglenook, Jefferson county, Alabama.

Mr. Long, chairman of the Standing Committee on Agriculture, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House, with a favorable report:

S. 666. To further regulate stock law districts in the State of Alabama.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report:

S. 371. To amend section 2 of an act "To provide for the creation of the office of State prison inspector; to prescribe the duties and powers of such office; to provide for the necessary assistants to said inspector; to fix the compensation of such inspector and his assistants; to provide for the construction, the regulation, the management, the maintenance, the operation, the healthfulness, and the sanitation of all county jails, almshouses, and such town and city prisons as are in towns or cities of ten thousand or more population according to the last Federal census, under the supervision of said inspector, and to prescribe the duties of the various public officials with respect thereto, and to provide punishment for violations of this act," approved April 8, 1911 (General Acts 1911, p. 356).

Mr. Dunaway, chairman of the Standing Committee on Ways, Means and Appropriations, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report:

S. 584. To authorize the governor to employ a special force of not more than ten men to serve under his immediate direction and control, to assist him in his duty of taking care that the laws of the State are faithfully executed, and to provide compensation for their services.

S. 627. For appropriation for erection and equipment of two buildings for the Alabama Insane Hospitals on the grounds of the Bryce Hospital at Tuscaloosa.

S. 651. To amend an act approved February 14, 1919, entitled, "An act to provide for extension work in agriculture and home economics by giving instruction to men, women, and young people in the several counties in Alabama, by continuing and improving farm demonstration work, by organizing market clubs, by organizing and supervising boys' corn and pig clubs, girls' canning clubs, women's clubs in home economics and by conducting other extension work through other means, all with a view to making farm life more profitable and attractive; to secure for Alabama the full amount of the funds conditionally appropriated by Congress under the Smith-Lever Extension act for extension work in agriculture and home economics; and to make appropriations for these purposes."

S. 654. To amend section 564 (1907) of the Code of Alabama.

S. 457. To fix the compensation of the members of the commissioners courts or boards of revenue in all counties having a population of not less than 39,110 and not more than 39,920, according to the census of 1910, and to provide for the payment of the same.

S. 696. To fix the salary of the judge of the county court in all counties having a population of not less than twenty-eight thousand six hundred and seventy (28,670) and not more than twenty-eight thousand seven hundred and twenty (28,720) according to the Federal census of 1910 and provide for the payment of the same.

S. 701. To provide for the relief of L. F. Jackson and to authorize the payment to him of the sum of one hundred dollars out of the fine and forfeiture fund of Jefferson county, same having been paid by him upon the forfeiture of a bond of Judge Morrow.

S. 564. To authorize the court of county commissioners or board of revenue in all counties in this State having a population of not less than eighteen thousand, eight hundred and eighty-nine and not more than eighteen thousand, eight hundred and ninety, according to the last preceding Federal census, to furnish to the sheriff in said county an automobile to be used by the

sheriff in the discharge of his duties as sheriff, and to pay all expenses of operating said automobile, and of keeping the said automobile in repair.

S. 709. To provide a fund out of which the salaries of the judges of the county court shall be paid, and to fix the amount of such salaries in counties having a population of more than eighteen thousand and less than eighteen thousand three hundred, according to the Federal census of 1910, or any subsequent Federal census.

S. 750. To fix the compensation of the several State executive officers, officers of departments and boards, subordinate officers, clerks, watchmen and capitol servants.

Mr. Dunaway, chairman of the Standing Committee on Ways, Means and Appropriations, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report with amendment:

S. 611. (With amendment.) Regulating the sale and exchange of gasoline, benzine, naphtha, and other liquid motor fuels, and providing for the tagging and inspection of such product and creating within the State highway department, the department of liquid fuel inspection and providing penalties for the violation of this act.

S. 711. (With amendment.) To amend sections 23, 24, 28, 29 and 33 of an act entitled, "An act providing for the registration, licensing, identification and regulation of motor vehicles operated upon the public highways of this State; and fixing liability for persons riding thereon, and providing penalties and punishments for violations of the provisions of said act, approved April 22nd, 1911.

Mr. Dunaway, chairman of the Standing Committee on Ways, Means and Appropriations, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

S. 749. To provide for the purchase or condemnation of a site and the erection of a building thereon for a Pasteur Institute and laboratory and the purchase of necessary or proper equipment therefor and to make appropriation for such purposes.

S. 473. To authorize the governor to provide for the use of funds, special or general, in the treasury, when needed to meet the obligations of the State.

S. 684. To amend section 3 of "An act to impose a license or privilege tax of one dollar a year on each dog in the State of Alabama, over four months, of age, and to provide for the collection of such tax and to provide that all livestock killed by any

dog and all damages done thereto shall be paid for out of the dog tax fund, and to provide for the distribution of the surplus left in the dog tax fund on the first day of March of each year," approved September 18, 1915. And by inserting section 3½ to provide compensation to the tax assessor and tax collector for assessing and collecting said tax.

S. 748. To make appropriations for the ordinary expenses for the executive, legislative and judicial departments of the State, for the interest on the public debt and for the public schools.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report.

S. 657. To provide for the appointment of deputy registers and deputy clerks for circuit courts in judicial circuits composed of one county having two or more judges, and to prescribe the duties and fix the compensation and salary of such deputies.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report:

S. 692. To fix the salary of all judges of probate in all counties in this State which now have, or which may hereafter have a population of as much as eighty-two thousand people and less than two hundred thousand people according to the last Federal census or any such census which may hereafter be taken, who are now or may hereafter be paid on a salary basis, and also for clerical help and other expenses and to provide for payment thereof.

S. 411. To establish a jury commission in all counties of this State which have 200,000 or more population, according to the last Federal census, and in all counties that have 200,000 or more population according to any Federal census which may be hereafter taken; to prescribe the qualifications of jurors and regulate and provide for the selecting, drawing and summoning of jurors; to prescribe their qualifications and provide for the appointment and compensation of clerks for such jury commissions; to provide a method by which the names of citizens subject to jury duty may be obtained; and to require the publication of the jury roll; to regulate the empanelling of grand and petit juries in all courts in such counties and to prescribe penalties for the violation of this act.

The above and foregoing bills were severally read a second time and placed on the calendar.

BILLS REPORTED ADVERSELY.

Mr. Carnley, chairman of the Standing Committee on Temperance, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with an adverse report:

H. 988. Relative to the sale, giving away, furnishing and distribution of certain narcotic drugs, and offenses with reference thereto.

H. 1123. To further promote temperance; suppress the evil of intemperance; to limit the amount of alcohol which druggists and physicians may store, keep for sale or have on hand at one time in Crenshaw county, Alabama; to prescribe the duties of solicitors and sheriffs in connection with this act; to prescribe the duties of common carriers herewith; to provide punishment for the violation of the provisions of this act; to fix penalties; and to repeal conflicting laws.

H. 1140. To license all manufacturers and dealers in no-carbonated beverages, soft drinks and other non-intoxicating liquids, and to prescribe penalties for violation of this act.

REPORT OF THE BUDGET COMMISSION.

The report of the budget commission and amendments thereto, as submitted by the governor, chairman of the State budget commission, to the Speaker of the House, were, on motion of Mr. Lynne, ordered spread on the Journal of the House.

September 9, 1919.

Hon. Henry P. Merritt,
Speaker, House of Representatives,
Capitol.

Dear Sir:

I hand you herewith the following papers:

Budget of estimated revenues for the quadrennium beginning October 1, 1919, and ending September 30, 1923.

Budget of appropriations for the quadrennium beginning October 1, 1919, and ending September 30, 1923.

Bills as listed on the attached sheets.

Please hand all school bills to Mr. W. E. Dickson and all others to Mr. W. T. Murphree for the purpose of their introduction in the House, and please deliver the budgets of revenue and appropriations to the Committee on Ways and Means and Appropriations for its consideration.

Respectfully,

Signed Thos. E. Kilby,

Governor and Chairman State Budget Commission.

A bill to be entitled an act to fix the compensation of the several State executive officers, officers of departments and boards, subordinate officers, clerks, watchmen and capitol servants.

A bill to be entitled an act to make appropriations for the ordinary expenses for the executive, legislative and judicial departments of the State for the interest on the public debt and for the public schools.

A bill to be entitled an act to provide for the purchase or condemnation of a site and the erection of a building thereon for a Pasteur Institute and laboratory and the purchase of necessary or proper equipment therefor and to make appropriation for such purposes.

A bill to be entitled an act to appropriate the further sum of seventy-five hundred (\$7,500.00) dollars, or so much thereof as may be necessary to pay for the transportation of troops of the Alabama National Guard that were heretofore, and prior to September 29th, 1915, transported by railroad common carriers on the request or order of the governor or adjutant general of Alabama, reimbursement for which, on account of the deficiency of the appropriation for that purpose as heretofore made by the act, approved September 29, 1915, entitled, "An act to appropriate the sum of seven thousand, four hundred and fifty-six and seven one-hundredths (\$7,456.07) dollars to pay for the transportation of troops of the Alabama National Guard heretofore transported by railroad common carriers on the request or order of the governor or adjutant general," has not been made in full to said carriers.

A bill to be entitled an act to provide for the creation, equipment and maintenance of a poultry division as a part of the animal husbandry department of the Alabama Polytechnic Institute and Experiment Station; for the purpose of conducting experiments and demonstrations to determine the best breeds, methods of housing, feeding and marketing of poultry; for giving the students in agriculture adequate and necessary instructions in poultry husbandry; to make appropriations for these purposes and to prescribe the method of drawing and spending same.

A bill to be entitled an act to amend an act to better secure the administration of the financial affairs of the State in respect to expenditures and appropriations; and for that purpose to establish a State budget commission and prescribe rules and regulations governing the same, approved February 11, 1919, by adding thereto a provision for the payment by the State for the services of the members of the State budget commission.

A bill to be entitled an act to amend section 5992, Code 1907.

A bill to be entitled an act to amend section 79 of the Code of 1907.

A bill to be entitled an act to amend section 52 of the Code of 1907.

A bill to be entitled an act to amend section 5993, Code 1907.

A bill to be entitled an act to amend section 5982, Code 1907.

A bill to be entitled an act to provide a stenographer for the Supreme Court Reporter, to fix the salary of same and to make appropriations to pay such salary. (Approved April 24, 1911, Acts 1911, p. 723.)

A bill to be entitled an act to make appropriations for the maintenance and support of the State Training School for Girls, and for the erection and equipment of buildings and furniture and equipment therefor.

A bill to be entitled an act to appropriate the sum of \$7,500.00 to supplement a fund of \$15,000.00 to be raised by the citizens of Blountsville to rebuild the Ninth District Agricultural School building, recently destroyed by fire.

A bill to be entitled an act to make an appropriation to the public schools.

A bill to be entitled an act to make appropriations to the State normal schools for white teachers located at Florence, Jacksonville, Livingston, Troy, Daphne and Moundville.

A bill to be entitled an act to make appropriations for the State normal school for colored teachers located at Montgomery.

A bill to be entitled an act to make an appropriation to Tuskegee normal and industrial Institute.

A bill to be entitled an act to make appropriations to the State department of education.

A bill to be entitled an act to amend section 1780 of the Code of Alabama of 1907.

A bill to be entitled an act to make an appropriation for the erection, repair and equipment of rural schoolhouses.

A bill to be entitled an act to make an appropriation to the State board of education.

A bill to be entitled an act to make an appropriation for the maintenance and supervision of county high schools.

A bill to be entitled an act to change the name of the nine branch district agricultural schools and experiment stations and to make appropriations for their maintenance and support.

A bill to be entitled an act to change the name of the Northeast Alabama Agricultural and Industrial Institute at Lineville and to make an appropriation for its maintenance and support.

A bill to be entitled an act to make appropriations to the Alabama Girls Technical Institute.

A bill to be entitled an act to provide for changing the name and for making an appropriation to the Huntsville State Normal and Industrial School, to be known as the Agricultural and Mechanical College for Negroes.

A bill to be entitled an act to amend an act entitled an act "To create and establish a reform school for the training of juvenile negro lawbreakers at Mt. Meigs, Alabama; to make appropriations for the purpose, and accept by donation all such lands and buildings as are needful therefor; to create a board of trustees and to provide for the suitable management of said institution." Approved April 24, 1911.

A bill to be entitled an act to amend section 8 of an act "To provide for the acceptance of the benefits of an act by the Senate and House of Representatives of the United State of America in Congress assembled, to provide for the appointment of a State board of vocational education; and to provide for the duties thereof; and to make appropriations for vocational education," approved February 15, 1919.

A bill to be entitled an act to make an appropriation for the establishment of libraries in the rural, village and town schools of Alabama.

A bill to be entitled an act to make an appropriation for the benefit of those counties that may be levying and collecting a special county school tax during any fiscal year, and to provide for the expenditure of the funds set apart for any county by the county board of education.

A bill to be entitled an act to make an appropriation to the Alabama illiteracy commission or to the State board of education, if created, for the removal of illiteracy in Alabama.

A bill to be entitled an act to provide for appropriation to the Alabama School of Trades and Industries at Ragland.

A bill to be entitled an act to amend sections 1941 and 1942 of the Code of Alabama of 1907.

A bill to be entitled an act to amend section 1946 of the Code of Alabama of 1907.

A bill to be entitled an act to amend section 1952 of the Code of Alabama of 1907.

A bill to be entitled an act to make appropriations to the Alabama Boys' Industrial School.

A bill to be entitled an act to make appropriations to the University of Alabama.

A bill to be entitled an act to provide for making appropriations to the Alabama Polytechnic Institute.

BUDGET OF ESTIMATED REVENUES FOR THE QUADRENNIUM
BEGINNING OCTOBER 1, 1919, AND ENDING
SEPTEMBER 30, 1923.

Source	Year 1919-20	Year 1920-21	Year 1921-22	Year 1922-23
Agriculture and Industries	\$ 115,000	\$ 115,000	\$ 115,000	\$ 115,000
Sale of Acts	500	500	500	500
Chauffeur License	5,000	5,000	5,000	5,000
Sale of Code	200	200	200	200
Convict Department	1,888,000	1,888,000	1,888,000	1,888,000
Corporation Permits	15,000	15,000	15,000	15,000
Dog Tax	35,300	35,300	35,300	35,000
Auditor's Fees	125	125	125	125
Secretary of State	2,236	2,236	2,236	2,236
Fees from Treasurer's Office	459	459	459	459
Supreme Court Fees	9,337	9,337	9,337	9,337
Court of Appeals	2,425	2,425	2,425	2,425
Fees from State Bank	20,000	20,000	20,000	20,000
General Tax	1,650,000	1,800,000	1,800,000	1,800,000
Taxes from former years	4,000	4,000	4,000	4,000
Land Redemption	10,000	10,000	10,000	10,000
Insurance Department	400,000	400,000	400,000	400,000
Salt Lands Lease	2,400	2,400	2,400	2,400
License Schedule	651,000	651,000	651,000	651,000
Examination County Books	3,000	3,000	3,000	3,000
Mortgage Tax	81,600	81,600	81,600	81,600
Motor Vehicle License	480,000	480,000	480,000	480,000
Oil Companies	28,650	28,650	28,650	28,650
Sale of Tax Lands	3,000	3,000	3,000	3,000
Solicitors' Fees	25,476	25,476	25,476	25,476
16th Sec. Land Rentals	2,000	2,000	2,000	2,000
Supreme Court Sale of Law Books	1,726	1,726	1,726	1,726
College A. & M., Federal Aid	50,000	50,000	50,000	50,000
Game & Fish Dept.	6,588	6,588	6,588	6,588
Institute Conductors	7,842	7,842	7,842	7,842
Markets Bureau	200	200	200	200
Oyster Protection Fund	1,200	1,200	1,200	1,200
Pure Food & Drug Dept.	28,900	28,900	28,900	28,900
Vocational Education, Federal Aid	95,000	95,000	95,000	95,000
Examiners Fees, Teachers	12,000	12,000	12,000	12,000
Teachers' Certificates	1,400	1,400	1,400	1,400
Poll Tax	189,000	189,000	189,000	189,000

Source	Year 1919-20	Year 1920-21	Year 1921-22	Year 1922-23
Special School Fund.....	2,000,000	2,250,000	2,250,000	2,250,000
Special School Land Re- demption	9,000	9,000	9,000	9,000
Special School Fund Taxes Former Years.....	5,000	5,000	5,000	5,000
Special Pension Fund.....	642,000	692,000	692,000	692,000
Special Pension Fund, Former Years	1,700	1,700	1,700	1,700
Special Pension Fund, Land Redemption	3,000	3,000	3,000	3,000
Income Tax		600,000	600,000	600,000
Coal and Iron Taxes.....	540,000	540,000	540,000	540,000
Corporation Franchise Tax	100,000	100,000	100,000	100,000
16th Sec. School Lands Sold	20,000	20,000	20,000	20,000
	<u>\$9,149,264</u>	<u>\$10,199,264</u>	<u>\$10,199,264</u>	<u>\$10,198,964</u>

BUDGET OF APPROPRIATIONS FOR THE QUADRENNIUM BEGIN-
NING OCTOBER 1, 1919, AND ENDING SEPTEMBER 30, 1923.

For	Year 1919-20	Year 1920-21	Year 1921-22	Year 1922-23
Public Schools, including Colleges. See Exhibit A.	\$ 4,072,070	\$ 4,830,070	\$ 4,886,070	\$ 4,778,070
Agriculture and Indus- tries	73,915	73,915	73,915	73,915
Insane Hospital	500,000	500,000	500,000	500,000
Alabama National Guard	50,000	50,000	50,000	50,000
Public Service Commis- sion	19,000	19,000	19,000	19,000
Arrest of Absconding Felons	3,000	3,000	3,000	3,000
Board of Control and Economy	22,000	22,000	22,000	22,000
Boys and Girls Clubs.....	2,500	2,500	2,500	2,500
Capitol Servants	2,400	2,400	2,400	2,400
Capitol Watchmen	3,600	3,600	3,600	3,600
Watchman and Keeper of Grounds	1,200	1,200	1,200	1,200
Maintenance Convict De- partment	1,357,000	1,357,000	1,357,000	1,357,000
Confederate Museum.....	250	250	250	250
Copying Acts Legislature	500	500	500	500
Distributing Public Doc- uments	1,000	800	800	800
Erroneous Assessments...	1,250	1,250	1,250	1,250
Erroneous Sales	1,000	1,000	1,000	1,000
Feeding Prisoners	130,000	130,000	130,000	130,000
Fuel, Lights and Water...	7,000	7,000	7,000	7,000
Game and Fish Dept.....	5,000	5,000	5,000	5,000

For	Year 1919-20	Year 1920-21	Year 1921-22	Year 1922-23
Governor's Office Sal- aries	16,500	16,500	16,500	16,000
Governor's Interest Con- tingent Fund	35,000	35,000	35,000	35,000
Governor's Contingent Fund	20,000	10,000	10,000	10,000
Governor's Mansion Maintenance	500	500	500	500
Governor's Mansion Repair	2,000			
Governor's Proclamation	7,000	7,000	7,000	7,000
Highway Department.....	480,000	480,000	480,000	480,000
Insurance on Capitol.....	5,000	5,000	5,000	5,000
Interest on Bonded Debt	360,000	360,000	360,000	360,000
Interest on Temporary Loan	15,000	15,000	15,000	15,000
Judicial Department.....	250,000	250,000	250,000	250,000
Land Department	500	500	500	500
Land Bid in by the State (Counties' Part).....	1,500	1,500	1,500	1,500
License Refunded	5,000	5,000	5,000	5,000
Overpayments Refunded	5,000	5,000	5,000	5,000
Postage	5,000	5,000	5,000	5,000
Making List Public Land	50	50	50	50
Public Printing	50,000	50,000	50,000	50,000
Presidential Election	750	750	750	750
Pension	1,070,000	1,070,000	1,070,000	1,070,000
Premiums on Bonds.....	2,500	2,500	2,500	2,500
Registration of Voters.....	12,500	12,500	12,500	12,500
Removing Prisoners	6,000	6,000	6,000	6,000
Refurnishing Capitol	10,000	10,000	10,000	10,000
Stationery	20,000	20,000	20,000	20,000
Soldiers' Home	30,000	30,000	30,000	30,000
State Board of Law Ex- aminers	1,000	1,000	1,000	1,000
Daughters of the Confed- eracy	1,250	1,250	1,250	1,250
Weights and Measures.....	125	125	125	125
Advertising Land Sales...	3,000	3,000	3,000	3,000
Salaries Secy. of State Office	6,020	6,020	6,020	6,020
Salaries Auditor's Office	15,920	15,920	15,920	15,920
Tick Eradication	30,000	20,000	15,000	10,000
Salaries Treasurer's Of- fice	10,800	10,800	10,800	10,800
Archives and History. De- partment	18,000	18,000	18,000	18,000
Attorney General's Of- fice	25,000	25,000	25,000	25,000
Health Department	90,000	125,000	150,000	150,000
Examiners of Public Ac- counts	25,000	25,000	25,000	25,000
Banking Department	21,420	21,420	21,420	21,420
Insurance Department.....	18,100	18,100	18,100	18,100

For	Year 1919-20	Year 1920-21	Year 1921-22	Year 1922-23
State Tax Commission.....	61,400	61,400	61,400	61,400
Mine Inspectors	25,000	25,000	25,000	25,000
Oyster Protection Fund.....	1,500	1,500	1,500	1,500
Temporary Clerks	3,000	3,000	3,000	3,000
State Veterinarian	500	500	500	500
State Budget Commission.....	3,000	3,000	3,000	3,000
Board of Horticulture.....	5,000	5,000	5,000	5,000
Geological Survey	15,000	15,000	15,000	15,000
Live stock & Sanitary Board	15,000	15,000	15,000	15,000
Legislature	20,000			
Prison Inspector	10,000	10,000	10,000	10,000
State Harbor Commis- sion	10,000	10,000	10,000	10,000
Interest on Clarke Coun- ty High School.....	600	600	600	600
Alabama Memorial	15,000	15,000	15,000	15,000
Centennial Commission.....	10,000			
Educational Commission.....	10,000			
Ragland School	35,000	5,000	5,000	5,000
Claims of Railroad Co.....	7,500			
Child Welfare Depart- ment	10,000	10,000	10,000	10,000
Tuberculosis, Glanders, etc.	5,000	5,000	5,000	5,000
Premium Seal's Bill.....	5,000	5,000	5,000	5,000
Poultry Husbandry Dept.	5,000	5,000	5,000	5,000
Adjusters of Assessments	50,000	50,000	50,000	50,000
Graduate School of Med- icine	5,000	5,000	5,000	5,000
Law Enforcement (Gov- ernor)	20,000	20,000	20,000	20,000
Home for Feeble-Minded	50,000	50,000	50,000	50,000
State Tuberculosis Com- mission	6,000	6,000	6,000	6,000
State Training School for Girls, \$300.00 per year per inmate	20,000	20,000	20,000	20,000
Site, Building and Equip- ment for Pasteur In- stitute		15,000		
State Training School for Girls (Buildings and Additions)		25,000	25,000	
Legislature				150,000
	<u>\$9,351,620</u>	<u>\$10,084,920</u>	<u>\$10,145,920</u>	<u>\$10,157,920</u>

APPROPRIATIONS FOR PUBLIC EDUCATION.

Exhibit A—Part of budget of appropriations for the quadrennium begin-
ning October 1, 1919, and ending September 30, 1923.

Below are listed the appropriations for the various educational insti-
tutions, agencies, activities, and enterprises of the State.

	1919-20	1920-21	1921-22	1922 -23	For Quad- rennium
General Education Fund (including Constitutional 3 mill tax, interest on school land sales, U. S. Surplus revenue, etc.) (Estimated)	\$2,200,000	\$2,250,000	\$2,300,000	\$2,350,000	\$9,100,000
Legislative Appropriation	350,000	500,000	500,000	500,000	
State Normal School at Florence	25,000	30,000	35,000	40,000	130,000
State Normal School at Jacksonville.....	25,000	30,000	35,000	40,000	130,000
State Normal School at Livingston	25,000	30,000	35,000	40,000	130,000
State Normal School at Troy	25,000	30,000	35,000	40,000	130,000
State Normal School at Daphne	5,000	7,500	10,000	12,500	35,000
State Normal School at Moundville	5,000	5,000	5,000	5,000	20,000
State Normal School for Negroes	18,000	20,000	20,000	20,000	78,000
Tuskegee Normal and Industrial Institute Board of Teachers' Examiners	15,000	15,000	15,000	15,000	60,000
For Teacher Training Institutes and Reading Circles.....	15,000	15,000	15,000	15,000	60,000
Educational Contingent Fund	3,000	5,000	5,000	5,000	18,000
Erection, Repair and Equipment of Rural Schoolhouses	221,500	221,500	221,500	221,500	886,000
Revolving Fund for State Department of Education	50,000	100,000	100,000	100,000	350,000

SPECIAL APPROPRIATIONS TO STATE NORMAL SCHOOLS.

State Normal School at Florence:					
For Practice School	\$	\$ 30,000	\$	\$	\$ 30,000
For Removal of Indebtedness	9,500	9,500	9,500	9,500	38,000
State Normal School at Jacksonville:					
For Practice School		30,000			30,000
For Removal of Indebtedness	3,000	3,000	3,000	3,000	12,000

	1919-20	1920-21	1921-22	1922 -23	For Quad- rennium
State Normal School At Livingston:					
For Practice School		30,000			30,000
For Additional Land	2,500	2,500	2,500	2,500	10,000
State Normal School at Troy:					
For Practice School		30,000			30,000
For Repair of Building and Equipment	2,500	2,500	2,500	2,500	10,000
State Normal School for Negroes, Montgomery:					
For Dormitory			20,000		20,000
For Building			2,000		2,000

APPROPRIATIONS FOR COUNTY HIGH SCHOOLS.

Operation and Main- tenance	\$ 171,000	\$ 180,000	\$ 190,000	\$ 200,000	\$ 741,000
Supervision and In- spection	5,000	5,000	5,000	5,000	20,000

APPROPRIATIONS FOR DISTRICT AGRICULTURAL SCHOOLS AND SECONDARY AGRICULTURAL SCHOOLS.

Operation and Main- tenance	40,500	67,500	67,500	67,500	243,000
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APPROPRIATION FOR NORTHEAST ALABAMA AGRICULTURAL AND INDUSTRIAL INSTITUTE.

Operation and Main- tenance	3,000	7,500	7,500	7,500	25,500
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APPROPRIATIONS FOR ALABAMA GIRLS TECHNICAL INSTITUTE.

Operation and Main- tenance	\$ 45,000	\$ 50,000	\$ 55,000	\$ 60,000	\$ 210,000
Interest on Land Fund	20,725	20,725	20,725	20,725	82,900
Summer School		4,000	4,000	4,000	12,000
Building and Equip- ment		37,500	37,500		75,000

APPROPRIATIONS FOR THE A. & M. COLLEGE FOR NEGROES AT NORMAL.

Operation and Main- tenance	15,000	20,000	20,000	20,000	75,000
For Removal of In- debtedness		15,000	15,000		30,000

APPROPRIATIONS FOR ALABAMA REFORM SCHOOL FOR JUVENILE NEGRO LAWBREAKERS.

	1919-20	1920-21	1921-22	1922 -23	For Quad- rennium
Operation and Main- tenance (Estimat- ed)	32,280	32,280	32,280	32,280	129,120
For Teachers and Guards	3,720	3,720	3,720	3,720	14,880

APPROPRIATION FOR VOCATIONAL EDUCATION.

For Matching Smith- Hughes Federal Funds	66,000	80,000	91,000	102,000	339,000
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APPROPRIATION FOR RURAL LIBRARIES.

Rural School Li- braries	6,700	6,700	6,700	6,700	26,800
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APPROPRIATION FOR LOCAL TAX BONUSES.

Bonuses to counties...	198,000	201,000	201,000	201,000	801,000
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APPROPRIATION FOR REMOVAL OF ILLITERACY.

Removal of Illiteracy	7,500	12,500	12,500	12,500	45,000
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APPROPRIATION FOR ALABAMA SCHOOL OF TRADES AND INDUSTRIES.

Operation and Main- tenance	5,000	5,000	5,000	5,000	20,000
Building and Equip- ment			15,000	15,000	30,000

APPROPRIATIONS FOR ALABAMA SCHOOL FOR THE DEAF AND BLIND.

Operation and Main- tenance (Estimat- ed)	91,750	91,750	91,750	91,750	367,000
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APPROPRIATIONS FOR ALABAMA BOYS' INDUSTRIAL SCHOOL.

Operation and Main- tenance (Estimat- ed)	\$ 68,615	\$ 68,615	\$ 68,615	\$ 68,615	\$ 274,460
Land, Building and Equipment		50,000	50,000		100,000

APPROPRIATIONS FOR UNIVERSITY OF ALABAMA.

	1919-20	1920-21	1921-22	1922 -23	For Quad- rennium
Constitutional Settlement	36,000	36,000	36,000	36,000	144,000
Operation and Maintenance	50,000	60,000	70,000	70,000	260,000
Extension Service	5,000	7,500	7,500	7,500	27,500
Summer School	5,000	7,000	7,000	7,000	26,000
Building and Equipment		57,500	57,500		115,000
Maintenance and Equipment of Medical College	20,000	20,000	20,000	20,000	80,000
Graduate School of Medicine, Birmingham		10,000	10,000	10,000	30,000

APPROPRIATIONS FOR ALABAMA POLYTECHNIC INSTITUTE.

Interest on Endowment Fund	\$ 20,280	\$ 20,280	\$ 20,280	\$ 20,280	\$ 81,120
Operation and Maintenance	50,000	60,000	70,000	80,000	260,000
Animal Husbandry Department	10,000	10,000	12,500	12,500	45,000
Summer School		5,000	5,000	5,000	15,000
Building and Equipment		62,500	62,500		125,000
Local Experiments in Counties	20,000	20,000	20,000	20,000	80,000
Investigations at Auburn		5,000	5,000	5,000	15,000
For Matching Smith-Lever Fund	68,000	86,000	104,000	122,000	380,000
Hog Cholera Serum Plant	3,000	3,000	3,000	3,000	12,000

September 17, 1919.

Hon. Henry P. Merritt,
Speaker, House of Representatives,
Capitol.

Dear Sir:

In accordance with section 5 of an act "To better secure the administration of the financial affairs of the State in respect to expenditures and appropriations; and for that purpose to establish a State budget commission, and prescribe rules and regulations governing the same," approved February 11, 1919, I hand you herewith an amendment to the budget of appropriations for the quadrennium beginning October 1, 1919, and ending September 30, 1923, Exhibit "A," which please present to the House of Representatives.

Respectfully,
Thos. E. Kilby,
Governor.

Amend budget of appropriations for the quadrennium beginning October 1, 1919, and ending September 30, 1923, Exhibit "A," as follows:

By striking out the words and figures

	1919-20	1920-21	1921-22	1922-23	For Quadrennium
"State Normal School at Daphne	5,000	7,500	10,000	12,500	35,000"
and inserting in lieu thereof					
"State Normal School at Daphne	9,000	9,500	10,000	14,000	42,500"

Hon. Henry P. Merritt,
Speaker, House of Representatives,
Capitol.

September 17, 1919.

Dear Sir:

In accordance with section 5 of an act "To better secure the administration of the financial affairs of the State in respect to expenditures and appropriations; and for that purpose to establish a State budget commission, and prescribe rules and regulations governing the same," approved February 11, 1919, I hand you herewith an amendment to the budget of appropriations for the quadrennium beginning October 1, 1919, and ending September 30, 1923, which please present to the House of Representatives.

Respectfully,

Thos. E. Kilby,
Governor and Chairman.

Amend budget of appropriations for the quadrennium beginning October 1, 1919, and ending September 30, 1923, as follows:

By striking out the words and figures

"Board of Horticulture	7,500	5,000	5,000	5,000"
and inserting in lieu thereof				
State Board of Horticulture	7,500	7,500	7,500	7,500"

Hon. Henry P. Merritt,
Speaker, House of Representatives,
Capitol.

September 18, 1919.

Dear Sir:

In accordance with section 5 of an act "To better secure the administration of the financial affairs of the State in respect to expenditures and appropriations; and for that purpose to establish a State budget commission, and prescribe rules and regulations governing the same," approved February 11, 1919, I hand you herewith two amendments supplementary to the budget of appropriations for the quadrennium beginning October 1, 1919, and ending September 30, 1923, with kindly hand to the proper committees.

Respectfully,

Thos. E. Kilby,
Governor and Chairman.

Amend budget of appropriations for the quadrennium beginning October 1, 1919, and ending September 30, 1923, by striking out the words and figures as follows:

"Poultry Husbandry Dept.....	5,000	5,000	5,000	5,000."
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Amend budget of appropriations for the quadrennium beginning October 1, 1919, and ending September 30, 1923, under head of Appropriations for Alabama Polytechnic Institute, Exhibit "A," by striking out:

"Operation and Maintenance.....	50,000	60,000	70,000	80,000,"
and inserting in lieu thereof the following:				
"Operation and Maintenance.....	55,000	65,000	75,000	85,000."
And by striking out:				
"Investigations at Auburn.....	5,000	5,000	5,000	5,000,"
and inserting in lieu thereof the following:				
"Investigations at Auburn.....	5,000	7,500	7,500	7,500."

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bills and returns same herewith to the House:

H. 853. To amend an act entitled an act "To ratify, confirm and validate the census of the cities and towns in the State of Alabama, of seven (7,000) thousand inhabitants and less, where the same has been taken as provided by the Code of Alabama, 1907, and the report of the same filed in the office of the secretary of State." Approved April 4th, 1911.

H. 414. To amend section 6 of an act entitled, "An act to provide for elections to authorize any county in the State to levy and collect a special county tax for public school purposes not to exceed thirty (30) cents on each one hundred dollars (\$100) worth of taxable property in such county; to authorize any school district, in any county that may be levying special county taxes for school purposes of not less than thirty (30) cents on each one hundred dollars (\$100) worth of taxable property in such county, to levy a special district tax for school purposes not to exceed thirty (30) cents on each hundred dollars (\$100) worth of taxable property in such school district; and to authorize boards of education to issue interest-bearing warrants to erect, repair, and equip school buildings and to otherwise improve school facilities," approved February 13th, 1919.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted the following House joint resolution:

By Mr. Preston:

H. J. R. 380. Resolved by the House, the Senate concurring, That the governor be requested to return to the House, House

bill No. 951, for the purpose of correcting a clerical error, which error occurred in the enrollment of the bill, and that the presiding officer of the House and Senate be requested to erase their signatures from said bill.

And returns same herewith to the House.

W. F. Miller,
Secretary.

ERASURE OF SIGNATURE.

Under H. J. R. No. 389, the Speaker of the House, in the presence of the House, erased his signature from the bill, H. 951.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bills and returns same herewith to the House:

H. 465. To amend an act to provide for the registration of electors.

H. 408. To amend section 1067 of the Political Code of Alabama.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted the report of the Committee of Conference on the disagreement of the two houses on the House amendments to the bill:

S. 400. To fix the salary of the several circuit judges in Alabama.

Said report of the Conference Committee being as follows:

To the Senate and House of Representatives:

The Committee of Conference appointed to consider the difference between the two houses over Senate bill No. 400, being "A bill to be entitled an act to fix the salaries of the several circuit judges in Alabama," have agreed upon the following report:

We recommend that the Senate concur in the House amendment reading as follows, to-wit:

"Amend S. 400 by adding thereto the following: Provided that in circuits, now or hereafter composed of only one county and having two or more judges, and in which salaries are paid to such judges by the counties constituting such circuits, in addition to the salaries paid by the State, such salaries shall continue to be paid to each of the judges in such circuits by the respective counties composing said circuits, in the manner now provided, which salaries so paid by the counties shall be in addition to the salary herein provided to be paid by the State."

We recommend that the House recede from and the Senate recede from its non-concurrence in the House amendment reading as follows: "Strike out the words \$4,500 where they appear and insert the figures \$3,600," and that in lieu of said last quoted amendment the bill be amended by striking the words "five thousand" where they occur therein and inserting in lieu thereof the words "four thousand."

R. B. Evins,
B. T. Phillips,
Jno. Miller,
Committee on the part of the Senate.
W. H. Stoddard,
C. L. Tompkins,
A. Benners,
Committee on the part of House of Representatives.

And sends said bill, together with the report of the Conference Committee, herewith to the House for its consideration.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The House refused to concur in the report of the Conference Committee on the disagreement of the two houses on the House amendment to the bill:

S. 400. To fix the salary of the several circuit judges in Alabama.

The vote being:

Yeas, 34; nays, 39.

Yeas:

Messrs:

Mr. Speaker

Allen
Arnold
Barganier
Bracken
Brindley
Burks
Cobbs
Dansby

Hale
Hardaway
Hare
Hawkins
Hollis
Holmes (Baldwin)
Holmes (Elmore)
Jones (Montgomery)
Long (Sumter)

Lynne
Murphree
McDonald
McLeod
Partridge
Robertson
Ross
Russell

Salter
Seale
Sherrod
Tompkins
Trammell
Tunstall
Van de Graff
Waddell

—34

Nays:

Messrs:

Adams
Albright
Alexander
Austin
Baker
Blunt
Calvert
Carnley
Christian
Clayton

Collins
Crump
Edwards (Dallas)
Fletcher
Graham (Autauga)
Graham (Clarke)
Hall (Henry)
Hall (Marion)
Howle
Ingram

Jones (Escambia)
Johnson
Lawson
Lewis
Long (Butler)
Matthews (Wilcox)
Milford
Parker
Pittman
Preston

Simpson
Smith
Sparks
Stewart
Truss
Whorton
Williams
Wilson
Woodard

—39

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has received the accompanying message from his excellency, the governor, proposing an amendment to the bill:

S. 412. To amend section 4 of "An act to fix the compensation of circuit judges, circuit solicitors, and assistant solicitors in all circuits of the State of Alabama which circuits are composed of only one county and having two or more judges, or which circuits may hereafter have two or more judges, and to provide that a portion of such salaries be paid out of the county treasury of the counties constituting the respective circuits.

And the Senate has concurred in and adopted said proposed amendment by a vote of a majority of the whole number elected to the Senate, said vote being: Yeas, 23; nays, 1.

Said governor's message being in words and figures as follows:

In Re. S. 412.

September 17, 1919.

To the Gentlemen of the Senate:

I am herewith returning Senate bill No. 412 without my approval, and will approve the same if amended by substituting the words five thousand, one hundred dollars (\$5,100.00) for the words four thousand, five hundred dollars (\$4,500.00), and the words three thousand, six hundred dollars (\$3,600.00) for the words three thousand dollars (\$3,000.00) where they occur in said bill, so that section 4 should read as follows, namely:

Section 4. That in all circuits of the State of Alabama, which are now, or which may hereafter be composed of only one county, and having two judges, each of said judges shall receive a salary of five thousand, one hundred dollars (\$5,100.00) per annum. Three thousand, six hundred dollars (\$3,600.00) of the salary of each of such judges shall be paid out of the State treasury in the manner now or hereafter provided by law, and fifteen hundred dollars (\$1,500.00) of the salary of each of such judges shall be paid out of the county treasury of the county constituting such circuit, in twelve equal monthly installments upon the warrant of the president of the board of revenue of such county. The circuit solicitor of such circuits shall receive a salary of four thousand, two hundred dollars (\$4,200.00) per annum, two thousand, four hundred dollars (\$2,400.00) of which salary shall be paid out of the State treasury in the manner now or hereafter provided by law, and one thousand, eight hundred dollars (\$1,800.00) of which salary shall be paid out of the county treasury of the county constituting such circuit, in twelve equal monthly installments upon the warrant of the president of the board of revenue of such county.

Provided that nothing contained in this act shall apply to any county having more than five circuit judges.

Respectfully,

Thos. E. Kilby,
Governor.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The House concurred in and adopted the governor's amend-

ment to the bill, S. 412, said governor's amendment being set out in the above and foregoing message from the Senate.

Yeas, 47; nays, 10.

Yeas:

Messrs:

Mr. Speaker	Collins	Jones (Montgomery)	Russell
Adams	Dansby	Johnson	Salter
Allen	Edwards (Dallas)	Lawson	Seale
Arnold	Fletcher	Long (Sumter)	Smith
Baker	Graham (Clarke)	Matthews (Wilcox)	Sparks
Blunt	Hall (Henry)	Murphree	Tompkins
Brindley	Hale	McDonald	Tunstall
Burns	Hardaway	McLeod	Van de Graff
Carnley	Hawkins	Orr	Waddell
Christian	Holmes (Baldwin)	Partridge	Williams
Clayton	Holmes (Elmore)	Pittman	Woodard
Cobbs	Ingram	Robertson	

—47

Nays:

Messrs:

Albright	Hall (Marion)	Long (Butler)	Simpson
Austin	Hollis	Preston	Whorton
Calvert	Howle		

—10

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted the report of the Committee of Conference on the disagreement of the two houses on the House amendment to the bill:

S. 279. To fix the compensation of members of the courts of county commissioners and boards of revenue in all counties having a population of not less than 30,900 and not more than 30,975 according to the last or any subsequent Federal census, and to provide for the payment of the same.

Said conference report being in words and figures as follows:

We, the Conference Committee, appointed to confer on Senate bill 279, passed by the Senate as enrolled and amended by the House as shown by the amendment, hereby agree that the House amendment be stricken out and the bill as passed in the Senate be amended as follows:

1. Amend caption of bill by inserting after the word "census" and before the word "and" the words "or any future Federal census."
2. Amend section 1 of the bill by inserting after the word "census" and before the word "shall," the words "or any future Federal census."

Thos. E. Orr,
W. L. Sherrod,
W. H. Shaw,
On Behalf of the House.
B. A. Rogers,
C. S. McDowell, Jr.,
Jas. B. Ellis,
On Behalf of the Senate.

And sends said bill, together with the conference report, herewith to the House for its consideration.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The House concurred in and adopted the conference report on the disagreement of the two houses on the House amendment to the bill, S. 279, said conference report being set out in the above and foregoing message from the Senate.

Yeas, 54; nays, 6.

Yeas:

Messrs:

Mr. Speaker	Collins	Jones (Montgomery)	Robertson
Adams	Crump	Johnson	Ross
Albright	Dansby	Lawson	Russell
Alexander	Edwards (Dallas)	Long (Sumter)	Salter
Allen	Graham (Clarke)	Lynne	Shaw
Arnold	Guy	Matthews (Wilcox)	Sherrod
Austin	Hall (Henry)	Milford	Simpson
Barganier	Hall (Marion)	Murphree	Smith
Blunt	Hale	McDonald	Sparks
Brindley	Hawkins	McLeod	Tompkins
Calvert	Holmes (Baldwin)	Orr	Trammell
Carnley	Howle	Pittman	Waddell
Christian	Ingram	Preston	Woodard
Cobbs	Jones (Escambia)		

—54

Nays:

Messrs:

Clayton	Parker	Williams	Wilson
Long (Butler)	Van de Graff		

—6

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in the House amendment to:

S. J. R. 126. Rejecting a proposed amendment to the Constitution of the United States allowing the women the right to vote.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

Under H. J. R. 380, heretofore adopted, the President of the Senate has erased his signature from the bill:

H. 951. To provide for the consolidation of two cities or towns whose boundaries touch with a third town or city not

contiguous to either but whose boundary line is within one mile or less of the boundary of either of the others, so as to include within the consolidated city or town the territory between such cities or towns, prescribe the manner in which such consolidation may be had, to provide for the organization of the municipal government of the consolidated city or town, to provide for the payment of the debts of each of the consolidated cities or towns, the performance of the existing contracts of each of said cities and towns, and the disposition of the property of each of the consolidating cities or towns.

And returns said bill to the House.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker :

The President and presiding officer of the Senate having signed the following Senate bills, your signature thereto is requested :

S. 346. To authorize sheriffs of counties having a population of not less than 30,815 nor more than 30,915, according to the Federal census of 1910, or any subsequent Federal census, to employ jailors, and to prescribe their duties and fix their salaries.

S. 262. To provide for the payment of expenses for automobiles for the use of sheriffs in the discharge of their duties as such, in counties of not less than 30,815, nor more than 30,915 population according to the Federal census of 1910, or according to any subsequent Federal census.

S. 288. To amend an act entitled an act to designate certain public roads of the State of Alabama, as State trunk roads, and to provide the manner in which such roads shall be located, improved and maintained.

S. 395. To change the amount, or fix the amount, of the salary or compensation to be paid to the county treasurer of any county of the State, having a population of eighty thousand or over, but not exceeding 150,000, according to the last or any succeeding Federal census ; to provide the method and manner of its payment ; and to repeal all laws or parts of laws, general, local, or special, in conflict with this act.

S. 383. To provide for the election of a county solicitor for Monroe county, to define his duties and fix his compensation.

S. 452. To amend section 2686 of the Code of Alabama of 1907.

S. J. R. 126. Relative to the rejection of the woman suffrage amendment.

S. 377. To authorize cities and towns of over five thousand population according to the last Federal census or which shall have such population according to any Federal census taken thereafter, and situated in counties which have or which shall have annually taxable property in such counties of one hundred millions of dollars or more according to the assessments by such counties for the year A. D. 1918, or according to any annual assessment hereafter made, to acquire, construct, purchase, maintain, own, lease, use, control and operate railroads, by any kind of motive power and terminal facilities and other structures appurtenant thereto, in aid of commerce and the transportation of passengers within, across, in or through the territory of such counties in which such cities and towns are situated or adjacent counties, and to issue bonds, grant money and property to carry into execution these powers.

S. 351. To require the court of county commissioners or body of similar jurisdiction of Pike county, Alabama, to allow to the clerk of the circuit court of said county, three dollars per day during term times, as a preferred claim against the general fund of said county, for the purpose of paying an assistant employed by him to assist him in the performance of his duties as such clerk during the term times of circuit courts held in said county.

S. 364. To define lawful fences in all counties the population of which by the last Federal census was not less than 80,000 nor more than 82,000.

S. 461. To designate a certain public road of Alabama as a State trunk road, and to provide the means by which such State trunk road shall be improved and maintained.

S. 479. To regulate and fix the compensation of witnesses before the grand jury and in all cases in the county court and circuit court of Clarke county.

S. 375. To provide for acquirement, construction, ownership, lease, maintenance, use, control, and operation by counties of Alabama which have or which shall have taxable property in such counties of one hundred millions of dollars annually, or more, according to the assessments by such counties for the year of 1918 A. D., or according to the annual assessments to be hereafter made, of highways, of railroads, by any kind of motive power; freight stations; passenger stations; wharves; piers; docks; ware houses; grain elevators; storage tanks; team trucks; and all other facilities and structures appurtenant thereto, by the issue of bonds, not exceeding one per cent, in addition to the limit

of the county indebtedness of such taxable property in such counties the holding of elections to decide whether such counties shall issue such bonds; to authorize the county internal improvement commission, a county agency, to sell said bonds and to account to the board of revenue therefor of the county; to levy and collect a special tax not exceeding twenty cents on each one hundred dollars of taxable property, to be in addition to the maximum rate prescribed; exemption from State, county and municipal taxation of such bonds; to become effective upon ratification of an amendment to the Constitution of Alabama; and same power to new counties formed from such counties.

S. 376 To authorize and empower all counties of Alabama which have or shall have taxable property in such counties of one hundred million dollars annually, or more, according to any annual assessment to be made thereafter, to acquire, construct, purchase, own, lease, maintain, use, control and operate highways, railroads, and terminals and all facilities and structures appurtenant thereto; for the performance of the obligation of warehouseman and common carrier in aid of commerce; to establish reasonable charges for such service; within its own territory or across, on or through adjacent counties, to establish a commission as a county agency for the performance of this authority and power; to purchase and condemn private property for the above purpose; to dispose of net profits from the operation of the facilities herein described; that private capital shall not be prevented from engaging in the same enterprise; that the power and authority herein described shall become effective immediately upon the ratification of an amendment to the Constitution of Alabama.

S. 589. To establish inferior courts in lieu of all justices of the peace and notaries public with power of justice of the peace in precincts lying within or partly within the county seats of all counties in the State of Alabama having a population of not less than 26,800 and not exceeding 26,900, according to the Federal census of 1910, or any subsequent Federal census; provided said county seats have a population of 1,500 or more according to the Federal census of 1910, or any subsequent Federal census; to define jurisdiction and powers of said courts and judges and officers thereof and to provide for a place of holding said courts, terms and salaries of the judges and officers of said courts and the manner of their appointment or election and the payment of their salaries.

S. 271. To provide for notice to the plaintiff of the filing of pleas of set off, recoupment or any other plea upon which a judgment by default may be taken, and to regulate the taking of judgment by default or such pleas.

S. 309. To provide for the establishment and maintenance of a home for mental inferiors in Alabama, to define who are mental inferiors; to provide for their care, treatment and training, and to appropriate the money necessary therefor from the State treasury.

S. 12. To provide pensions for soldiers and sailors in the service of the State of Alabama and for their widows and for soldiers and sailors in the army or navy of the Confederate States of America, and for their widows and for the regulation of the payment thereof and to constitute and appoint a pension commission for the State of Alabama and prescribe its powers and duties.

S. 470. To provide a complete educational system for the State of Alabama; to provide a public school fund; to provide for the administration of the public schools and create a State board of education and prescribe its powers and duties; to create county and city boards of education, to define their respective powers and duties, to provide for the payment of their necessary expenses and equipment, including furniture; to provide for the holding of elections for the one mill county tax on each dollar of taxable property under the Constitution of 1901; to provide for the holding of elections for the county tax of three mills or less on each dollar of taxable property under the amendment to the Constitution of 1901; to provide for the holding of elections for the district tax of three mills or less on each dollar of taxable property, and to prescribe the method of holding such elections; to prescribe the duties and powers of the State superintendent of education and to fix his compensation; to provide for the organization of the State department of education; to provide for the appointment of county superintendents of education, to define their duties and powers and to provide for their compensation; to provide for boards of school trustees; to provide for the appointment of city superintendents of education, to define their duties and powers, and to provide for their compensation; to provide for supervisors of schools in the various counties and cities, to fix their duties and powers, and provide for their compensation; to provide for the use of a bonus fund for counties levying and collecting a special county tax for school purposes, and to fix the amount in accordance with the rate of such special tax; to provide for a county treasurer of school funds; to provide for compulsory attendance upon the schools of the State within certain ages, to fix penalties, to provide for the appointment of attendance officers and to define their duties and fix their compensation and to provide the method of enforcing compulsory attendance within the ages prescribed; to provide for the certification

of teachers, and to provide for the use of appropriations for the issuance of certificates and for the conduct of teachers' institutes, for the training of teachers in service, and provide the necessary clerical and other assistants; to provide financial assistance for the erection, repair and equipment of rural school-houses, and to prescribe the conditions under which such assistance may be obtained; to provide for the sale and conveyance of certain lands that have been conveyed to the State for school purposes; to provide for rural libraries throughout the State, including the method by which assistance may be obtained; to provide for vocational education and for the use of appropriations therefor; to provide for the removal of illiteracy among adults as well as among minors, and for the use of appropriations therefor; to provide uniform textbooks throughout the State and to authorize the creation of a State textbook committee and to define its powers and duties; to provide for county high schools and prescribe the conditions under which such county high schools may obtain assistance from the State, and to authorize such county high schools to receive financial assistance from county boards of revenue, boards of education, school districts or private sources; to provide for county high school treasurers, to fix their bonds and prescribe their powers and duties and to provide for the payment of the premiums upon their bonds; to provide for county treasurers of school funds, to fix their bonds and prescribe their powers and duties and to provide for the payment of the premiums upon their bonds; to provide for changing the name of the nine branch agricultural schools and experiment stations, or district agricultural schools, and of the Northeast Alabama Agricultural and Industrial Institute to State secondary agricultural schools, to provide for their management and control and for their continuance upon the meeting of certain requirements and for the use of appropriations therefor; to provide for certain State normal schools and for their control and management and for the use of appropriations therefor; to provide for the creation of the Alabama School of Trades and Industry and for its control and management; to provide for changing the name of the Agricultural and Mechanical College for Negroes to Agricultural and Mechanical Institute for Negroes, and to provide for its management and control and for the use of appropriations therefor; to provide for changing the name of the school heretofore established at Montevallo as the Alabama Girls' Industrial School, later called the Alabama Girls' Technical Institute, to the name of the Alabama Technical Institute and College for Women; to create a board of trustees for such institute, to prescribe their powers and duties, their method of appoint-

ment, and length of service, and for the use of appropriations therefor; to provide for the management and control of the Alabama Polytechnic Institute, to define the powers and duties of the board of trustees, the method of appointment of such trustees, and for the use of appropriations to said institute; to provide for the management and control of the University of Alabama, to define the duties and powers of the trustees, the method of appointment of such trustees, and for the use of appropriations to the University; to provide for a summer school at the University of Alabama and for the use of appropriations therefor; to create a State council of education and to prescribe its powers and duties; to provide for the management and control of the Alabama institute for the deaf; of the Alabama academy for the blind, and of the Alabama school for negro deaf and blind, to create a board of trustees therefor and to provide for the method of their appointment and the length of service and for the use of appropriations therefor; to provide for the establishment and maintenance of the Alabama Boys' Industrial School, to provide for the management and control thereof, and for the appointment of a board of directors, to define their powers and duties and the method of committing boys thereto, and for the use of appropriations therefor; to provide for the maintenance and establishment of the Alabama School for Juvenile Negro Lawbreakers; to provide for the management and control thereof, and for the appointment of a board of directors, to define their powers and duties, and for the method of committing boys thereto, and for the use of appropriations for such school; to provide for the lease and sale of school lands in the State; to make certain requirements with reference to the bonds of officials and employees authorized under the provisions of this act; to require county and city boards of education to give regular instruction in all schools under their direction as to the nature of alcoholic drinks, tobacco and other narcotics; to require private, denominational and parochial schools to make reports; to provide penalties for the violation of the provisions of this act and to provide for the repeal of inconsistent laws enacted hereafter.

S. 159. To provide and prescribe an additional mode of service in all proceedings in the courts of this State upon non-residents of this State, and upon residents of this State, who have been absent from the State for at least six months prior to the institution of such proceedings, and upon any and all residents of this State, who conceal themselves so that process can not be served upon them; and to declare the force and effect of such service; and to prescribe the time within which orders, judg-

ments and decrees rendered in such proceedings upon such service shall become final.

W. F. Miller,
Secretary.

SIGNING OF SENATE BILLS.

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing message from the Senate.

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate has received the accompanying message from his excellency, the governor, proposing an amendment to the bill:

S. 497. To provide for the election of county road engineers in counties having a population of not less than eighty nor more than eighty-two thousand, according to the Federal census of 1910, and to fix their duties and compensation and to make the county solicitor or his assistant the legal adviser for the county board of revenue and the county road engineer.

And the Senate has concurred in and adopted said proposed amendment by a vote of a majority of the whole number elected to the Senate, said vote being: Yeas, 20; nays, 0.

Said governor's message being in words and figures as follows:

September 19, 1919.

Gentlemen of the Senate:

I herewith return, without my approval, Senate bill No. 497. I shall approve the same, however, if the following amendment is enacted: Amend the title and body of the act by adding next after the words "Federal census of 1910" wherever they occur, the words "or any subsequent Federal census."

Respectfully,
Thos. E. Kilby,
Governor.

And sends said bill, together with the governor's amendment herewith to the House for its consideration.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The House concurred in and adopted the amendment proposed by the governor to the bill, S. 497, said governor's amend-

ment being set out in the above and foregoing message from the Senate.

Yeas, 62; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Edwards (Dallas)	Johnson	Russell
Albright	Edwards (Pike)	Lawson	Salter
Alexander	Ellis (Elmore)	Lee (Butler)	Seale
Allen	Faulk	Long (Butler)	Shaw
Arnold	Gilbert	Long (Sumter)	Sherrod
Baker	Graham (Autauga)	Longshore	Simpson
Barganier	Guy	Lynne	Smith
Blunt	Hall (Henry)	Matthews (Wilcox)	Sparks
Brindley	Hall (Marion)	Milford	Tompkins
Burks	Hale	Orr	Truss
Carnley	Harrison	Parker	Tunstall
Christian	Hawkins	Partridge	Van de Graff
Cliett	Hollis	Pittman	Williams
Collins	Holmes (Baldwin)	Preston	Wilson
Dansby	Ingram	Reynolds	Woodard
Dickson	Jones (Montgomery)		

—62

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and as amended has passed the following House bills:

H. 937. To provide for the payment of expenses for automobiles for the use of sheriffs in the discharge of their duties as such in counties of not less than 53,401, nor more than 53,501 population, according to the Federal census of 1910, or according to any subsequent Federal census.

Also:

H. 978. To provide for the payment of ex-officio fees to clerks of circuit courts in all counties of this State having at the last Federal census over fifty thousand inhabitants and under fifty-five thousand inhabitants.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Edwards of Dallas the House concurred in and adopted the Senate amendment to the bill, H. 937, said Senate amendment being as follows:

Amend the bill by striking out the figures 53,501 wherever they occur in the caption and body of the bill, and insert in lieu thereof the figures 58,501.

Yeas, 60; nays, 0.

Yeas:**Messrs:**

Mr. Speaker	Edwards (Dallas)	Jones (Montgomery)	Russell
Alexander	Edwards (Pike)	Johnson	Salter
Allen	Ellis (Elmore)	Lawson	Seale
Arnold	Faulk	Lee (Butler)	Shaw
Baker	Gilbert	Long (Sumter)	Sherrod
Barganier	Graham (Autauga)	Longshore	Simpson
Blunt	Guy	Lynne	Smith
Brindley	Hall (Henry)	Matthews (Wilcox)	Sparks
Burks	Hall (Marion)	Milford	Tompkins
Carnley	Hale	Orr	Truss
Christian	Harrison	Parker	Tunstall
Cliett	Hawkins	Partridge	Van de Graff
Collins	Hollis	Pittman	Williams
Dansby	Holmes (Baldwin)	Preston	Wilson
Dickson	Ingram	Reynolds	Woodard

—60

On motion of Mr. Edwards of Dallas, the House concurred in and adopted the Senate amendment to the bill:

H. 978. Said Senate amendment being as follows:

Amend title of H. 978 by striking from the title the concluding words thereof, viz:

"Over fifty thousand inhabitants and under fifty-five thousand inhabitants" said words immediately following the words "last Federal census" and insert in lieu thereof the words: "or any subsequent Federal census, a population of not less than 53,401 and not more than 58,401."

Amend section 1 of said bill by striking therefrom the words immediately following the words: "having a population" viz: the words "of over fifty thousand inhabitants and under fifty-five thousand inhabitants according to the last Federal census" and inserting in lieu thereof the words: "of not less than 53,401 nor more than 58,401 according to the last preceding or any subsequent Federal census."

Yeas, 60; nays, 0.

Yeas:**Messrs:**

Mr. Speaker	Dansby	Harrison	Matthews (Wilcox)
Alexander	Dickson	Hawkins	Milford
Allen	Edwards (Dallas)	Hollis	Orr
Arnold	Edwards (Pike)	Holmes (Baldwin)	Parker
Baker	Ellis (Elmore)	Ingram	Partridge
Barganier	Faulk	Jones (Montgomery)	Pittman
Blunt	Gilbert	Johnson	Preston
Brindley	Graham (Autauga)	Lawson	Reynolds
Burks	Guy	Lee (Butler)	Ross
Carnley	Hall (Henry)	Long (Sumter)	Russell
Christian	Hall (Marion)	Longshore	Salter
Cliett	Hale	Lynne	Seale

Shaw
Sherrod
Simpson

Smith
Sparks
Tompkins

Truss
Tunstall
Van de Graff

Williams
Wilson
Woodard

—60

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bills and returns same herewith to the House:

H. 798. For the relief of E. R. Bradford.

H. 832. To authorize and direct the sheriff of Marengo county to employ a janitor to keep the courthouse and grounds of said county in a cleanly and sanitary condition; and to authorize and direct the county depository of county funds, or other authority disbursing the funds of said county to pay the monthly salary of said janitor on warrants issued therefor by the probate judge of said county.

W. F. Miller,
Secretary.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your Committee on Enrolled Bills begs leave to report that it has examined the following bills:

H. 619. To create and establish a board of revenue in and for Morgan county, Alabama, in the place and stead of the commissioners' court now existing in said county, and abolishing said commissioners court; to divide said county of Morgan into four districts, defining the boundaries thereof; providing that the present county commissioners shall be the members of said board of revenue for their unexpired term; fixing the term of office and providing for the election of subsequent members thereof; defining the jurisdiction of said board of revenue; fixing their compensation; conferring upon said board of revenue and the individual members thereof all the jurisdictions, powers and authority granted by law to county commissioners and to commissioners' courts and boards of revenue in this State; authorizing the appointment by said board of revenue of a county auditor and a superintendent of public roads; providing for the holding of monthly meetings of said board of revenue beginning on the second Monday in each month; providing for the repeal of all laws in conflict with this act, and, fixing the time when this act shall become operative.

H. 761. To provide for the more efficient construction and maintenance of the public roads and bridges of Crenshaw county; to provide for the election of a county engineer, to fix his salary and term of office and to prescribe his duties; to prescribe the

duties of the commissioners court under this act; to provide revenue for the roads and bridges of the county; to levy a commutation fee of five dollars in lieu of road work; to levy a vehicle license tax for road purposes; to prescribe the duties of the tax assessor, tax collector, probate judge and sheriff under this act and to fix their compensation; to provide for the assessment and collection of the taxes under this act; to provide for the punishment of persons violating the provisions of this act; to provide for the disposition of fines and forfeitures collected under this act and for the hire of county convicts under this act and to provide such other duties as may be necessary for the better and more efficient construction and maintenance of the public roads and bridges of the county.

H. 744. To ratify a resolution of the board of revenue of Jefferson county, Alabama, compromising the claim of Mrs. Effie McMickens against Jefferson county.

H. 877. Allowing costs and fees to officers for the service of process from juvenile courts and for feeding prisoners committed by or held for or under such courts.

H. 968. To repeal an act to provide for the better construction, repairing, working, and maintaining of public roads and bridges in Clay county, Alabama, approved April 8th, 1911.

H. 710. To abrogate and abolish the county courts of all counties in the State of Alabama, having a population, according to the last preceding and official and published Federal census, of not less than thirty-three thousand, and not exceeding thirty-three thousand eight hundred.

H. 709. To abrogate to and abolish the jurisdiction of justices of the peace and notaries public with powers of justices of the peace in Morgan county, Alabama; of all criminal causes, except as committing magistrates in felony cases.

H. 793. To authorize the city of Fairfield, in Jefferson county, Alabama, to levy taxes on all real and personal property, and franchises in said city, for the year beginning January 1, 1919, and ending December 31, 1919, and for each year thereafter; to provide the rate of said taxation; and to fix the value of property for taxation in said city; to provide when said taxes shall fall due and how same shall be collected and to fix the date of each tax year.

H. 895. To provide for the payment of salaries by the county to circuit judges in circuits composed of only one county, and having more than three judges, in addition to the salary paid by the State.

H. 712. To provide for the consolidation of adjacent or contiguous cities having each a population between four thousand

and six thousand five hundred, according to the last preceding official and published Federal census, and to provide for the organization and officers of such consolidated city.

H. 952. To amend an act approved Sept. 10th, 1915, entitled, "An act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained," by adding an additional road thereto.

H. 665. To establish a county court for Morgan county; to define its jurisdiction and powers; to provide for its officers, their powers, duties and compensation; to provide that the said court shall be open at all times for the trial of cases and transaction of business; prescribing rules and procedure of said court; and to provide for the transfer of certain causes now or hereafter pending in the circuit court of Morgan county to the Morgan county court.

H. 995. To provide for the construction, care, maintenance, and improvement of the public roads of Franklin county; to provide funds, regulations, penalties, and officers to insure such constructions, care, maintenance and improvement; to provide a county superintendent of roads, prescribe his qualifications, method of selection, term of office, salary, duties, powers; to prescribe in general the records to be kept by said superintendent; to provide that the court of county revenue shall have full powers over the road system; to provide beat supervisors, sections, overseers, and other persons to carry out said work on the road system of the county; to prescribe the duties of individuals and corporations in regard to the enforcement of said road law.

H. 951. To provide for the consolidation of two cities or towns whose boundaries touch with a third town or city not contiguous to either but whose boundary line is within one mile or less of the boundary of either of the others, so as to include within the consolidated city or town the territory between such cities or towns, prescribe the manner in which such consolidation may be had, to provide for the organization of the municipal government of the consolidated city or town, to provide for the payment of the debts of each of the consolidated cities or towns, the performance of the existing contracts of each of said cities and towns, and the disposition of the property of each of the consolidating cities or towns.

And finds same correctly enrolled.

B. deG. Waddell,
Acting Chairman.

SIGNING OF BILLS.

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing report of the Committee on Enrolled bills.

REPT OF COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your Committee on Enrolled Bills begs leave to report that it has examined the following House joint resolution:

H. J. R. 121. Opposes the passage of the Chamberlain-Kahn compulsory military service bill, and urges the Alabama delegation in Congress to secure the defeat of this measure.

And finds same correctly enrolled.

B. deG. Waddell,
Acting Chairman.

The Speaker of the House signed the joint resolution, the title to which is set out in the above and foregoing report from the Standing Committee on Enrolled Bills, the reading at length having been dispensed with by a two-thirds vote of a quorum present.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill and ordered same sent forthwith to the House without engrossment:

S. 762. To provide for the collection and distribution of license, privilege, income and franchise taxes which are required to be prorated among the State and any of the counties, cities and towns thereof.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee, as follows:

Ways, Means and Appropriations, S. 762.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills and ordered same sent forthwith to the House without engrossment:

S. 698. To require all county treasurers to receipt the dockets of all clerks, judges of probate, registers in chancery, sheriffs or any other officer of a court of record for all fees due the respective counties from said officers, where said officers now or may hereafter receive for their compensation a salary, and where said fees are due to be paid into the county treasury by said officers, and all fiduciary fees paid into the county treasury, as is provided by law.

S. 763. To provide an appropriation for the relief of needy Confederate soldiers, sailors and their widows.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees, as follows:

Ways, Means and Appropriations, S. 698, S. 763.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill and ordered same sent forthwith to the House without engrossment:

S. 764. For the relief of Honor McNicholas, John Muldowney, Mary Muldowney Walsh, Martin J. Muldowney, Andrew George Muldowney and Nora Muldowney O'Hara.

With notice and proof thereto attached and herewith exhibited, as follows:

The State of Alabama, }
County of Hale. }

Before me, Thos. E. Knight, Jr., a notary public in and for said State and county, personally appeared Wm. E. W. Yerby, who after being duly sworn, deposes and says that he is advertising manager of the Greensboro Watchman, a newspaper published in the county of Hale, State of Alabama; that the attached clipping which is designated as Exhibit "A" and made a part hereof was published in said newspaper on May 15, 22, 29, and June 5, 1919.

(Signed) Wm. E. W. Yerby.

Sworn to and subscribed before me this the 3 day of July, 1919.

Thomas E. Knight, Jr.,
Notary Public Hale County, Alabama.

EXHIBIT "A."

Notice of introduction in the Legislature of Alabama of a special, private or local law.

Notice is hereby given that there will be introduced in the Legislature of Alabama at the recessed session beginning July 8, 1919, which session was recessed from the session of said Legislature which began January 14, 1919, a bill for the relief of Honor McNicholas, Martin Ruane, Mary Ruane Gallagher, Katherine Ruane Southerland, John Ruane, Mary Muldowney Walsh, John Muldowney, Martin J. Muldowney, Andrew George Muldowney, and Nora Muldowney O'Hara.

Said George Delaney, deceased, was a resident of Hale county, Alabama, and died intestate on the 29th day of August, 1913, and his estate was administered in said county and on December 9, 1916, the probate court of said county made an order and decree that said estate should escheat to the State of Alabama of Alabama and thereafter the sum of \$8,376.35, the **property** of said estate, was paid into the treasury of the State of Alabama under and pursuant to said decree.

The object of said bill to be filed in said Legislature is to recover for the said heirs and next of kin of the said George Delaney, deceased, the money that escheated to the State of Alabama as aforesaid under said decree.

Washington Moody.

April 24th.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee as follows:

Ways, Means and Appropriations, S. 764.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and as amended has passed the following House bill:

H. 1125. To amend subdivision 84 of section 361 of an act to provide for the general revenue of the State of Alabama, approved September 15th, 1919.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Tunstall, the House concurred in and adopted the Senate amendment to the bill, H. 1125, said Senate amendment being as follows:

SUBSTITUTE FOR HOUSE BILL 1125.

A bill to be entitled an act to amend subdivision 84 of section 361 of an act to provide for the general revenue of the State of Alabama, approved September 10th, 1919.

Be it enacted by the Legislature of Alabama:

That subdivision 84 of section 361 of an act entitled, "An act to provide for the general revenue of the State of Alabama," approved September 10th, 1919, be and the same is hereby amended so as to read as follows:

A. Pistols, maxim silencers, etc., for person dealing in pistols, maxim silencers, bowie knives, dirk knives, brass knucks, or knucks of like kind, whether principal stock in trade or not; in cities and towns of thirty-five thousand inhabitants and over, one hundred and fifty dollars; in all other places, one hundred dollars.

B. Each retail dealer of non-alcoholic, carbonated or other soft drinks, the sale of which is not now prohibited by law, sold at retail in bottles shall pay a tax of one cent on each bottle sold at retail. Each person, firm or corporation engaged in the business of selling at retail such bottles drinks shall keep accurate books and records, showing the number of bottles sold daily, and such other information relating to the sales as may be required by the State tax commission to enable the State tax officials to check up the returns herein required. At the end of each calendar month, every person, firm or corporation engaged in the business of selling such drinks at retail shall make a report to the State tax commission, on blanks to be furnished by the commission, showing the number of bottles of soft drinks sold during the preceding month and such other information as the commission may require, verified by affidavit, and shall with such report remit the tax herein provided for each bottles of soft drinks sold as shown by the report, and such remittance shall be made direct by the retailer into the State treasury. The tax officials of the State shall have authority to examine the books and papers of any one engaged in such business for the purpose of ascertaining the correctness of all reports and remittances. Any person wilfully failing or refusing to make the reports and remittances herein required shall be guilty of a misdemeanor. Any person wilfully making a false affidavit as to any report herein required shall be guilty of perjury.

C. 1. That whenever any license, privilege, income or franchise taxes are required to be prorated among the State and any of the counties, cities and towns thereof, the State tax commission, after having determined the amount of such license, privilege, income or franchise tax to be paid by each tax payer, shall notify said tax payer, by registered mail, of the amount found to be due and cite him to pay the same into the State treasury, provided that any tax payer may appeal within thirty days to the circuit court in his county from the decision of the State tax

commission; and said board shall also certify to the State treasurer the amount found to be due in each instance. And it shall be the duty of the State treasurer to collect the same and on the first day of each month, or sooner, if in his judgment an emergency necessitates it, furnish a list of all such unpaid taxes, which are delinquent to the attorney general and it shall be the duty of the attorney general to collect the same by suit or otherwise.

C. 2. It shall be the duty of the State auditor to draw his warrant on the State treasurer in favor of each county, city or town for any portion of such license, privilege, income or franchise tax to which such county, city or town is entitled and transmit said warrant to said county, city or town. Provided, however, that the amount to be paid to any county, city or town from the proceeds derived from income taxes arising in such county, city or town shall be five per centum of such taxes arising in such county, city or town as the case may be and the balance be paid into the State treasury.

Yeas, 41; nays, 30.

Yeas:

Messrs:

Mr. Speaker	Ellis (Elmore)	Long (Sumter)	Seale
Allen	Fletcher	Longshore	Shaw
Blunt	Hall (Marion)	Lynne	Sherrod
Bracken	Hare	Matthews (Wilcox)	Smith
Brindley	Hawkins	Murphree	Sparks
Burks	Hollis	Orr	Stoddard
Cliett	Holmes (Baldwin)	Parker	Tompkins
Cobbs	Ingram	Preston	Truss
Dansby	Johnson	Ross	Tunstall
Edwards (Dallas)	Lawson	Salter	Waddell
Edwards (Pike)			

—41

Nays:

Messrs:

Alexander	Graham (Clarke)	Lee (Butler)	Reynolds
Barganier	Guy	Lewis	Russell
Calvert	Hall (Henry)	McLeod	Simpson
Carnley	Hale	Oliver	Van de Graff
Christian	Hardaway	Partridge	Whorton
Collins	Howle	Pittman	Williams
Dickson	Jones (Escambia)	Preston	Wilson
Faulk	Jones (Montgomery)		

—30

BILLS ON THIRD READING.

H. 378. To further suppress the evils of intemperance; to prohibit the manufacture, sale, giving away or having in possession any still, apparatus, appliance or any device or substitute

therefor to be used in the manufacture of prohibited liquors and beverages.

Was read a third time at length and passed.

Yeas, 47; nays, 17.

Yeas:

Messrs:

Mr. Speaker	Christian	Jones (Escambia)	Pittman
Alexander	Cobbs	Lawson	Preston
Allen	Collins	Lewis	Salter
Arnold	Crump	Long (Sumter)	Seale
Austin	Dansby	Lynne	Sparks
Baker	Edwards (Dallas)	Matthews (Wilcox)	Tompkins
Blunt	Graham (Clarke)	Milford	Trammell
Bracken	Hall (Henry)	Murphree	Whorton
Brindley	Hall (Marion)	McDonald	Williams
Burks	Holmes (Baldwin)	McLeod	Wilson
Calvert	Howle	Orr	Woodard
Carnley	Ingram	Partridge	

—47

Nays:

Messrs:

Albright	Hare	Jones (Montgomery)	Simpson
Barganier	Hawkins	Johnson	Smith
Clayton	Hollis	Long (Butler)	Truss
Hale	Holmes (Elmore)	Sherrod	Van de Graff
Hardaway			

—17

H. 1043. To further provide for and regulate the safekeeping, care and custody of prisoners in jail, and to provide for the hygiene, sanitation, cleanliness, healthfulness, management and security of all jails, including town and city jails, in towns and cities having a population of less than ten thousand, and to further prescribe and define the duties of the State prison inspector, and to provide for the compensation of deputy jailers, watchmen or guards in certain cases and under certain conditions.

Was read a third time at length and passed.

Yeas, 51; nays, 15.

Yeas:

Messrs:

Mr. Speaker	Dansby	Jones (Montgomery)	Pittman
Adams	Graham (Autauga)	Johnson	Preston
Allen	Guy	Lewis	Ross
Arnold	Hall (Henry)	Long (Sumter)	Russell
Blunt	Hall (Marion)	Longshore	Salter
Bracken	Hale	Lynne	Seale
Brindley	Hare	Matthews (Wilcox)	Shaw
Calvert	Harrison	Milford	Sherrod
Carnley	Hawkins	Murphree	Sparks
Clayton	Hollis	McDonald	Tompkins
Cobbs	Howle	McLeod	Truss
Collins	Ingram	Orr	Tunstall
Crump	Jones (Escambia)	Partridge	Woodard

—51

Nays:

Messrs:

Alexander	Graham (Clarke)	Simpson	Whorton
Burks	Johnson	Smith	Williams
Christian	Long (Butler)	Van de Graff	Wilson
Edwards (Dallas)	Parker	Waddell	

—15

H. 1029. To amend section 4 of Act No. 60 of General Laws (and joint resolution) of Legislature of Alabama passed at the first session of 1919 and approved Feb. 14, 1919, to provide for extension work in agriculture and home economics.

Was on motion of Mr. Waddell indefinitely postponed.

H. 1042. To further provide for and regulate the duties of the courts of county commissioners, or boards of revenue, in the purchase and preparation of food supplies for feeding prisoners under charge, or under conviction, of any indictable offense, confined in the county jails over which they have jurisdiction, and in making provision out of the county treasury for suitable food, clothing, lodging, medicine, and medical attention, for such of the convicts sentenced to jail, with or without hard labor for the county, as are not let to hire, under the provisions of article 5, chapter 191, of the Criminal Code of Alabama, and in the employment of such convicts, sentenced to hard labor for the county, as are ordered to labor on the public works of the county, and to further regulate and make provision for the reception, and safekeeping and feeding of convicts while being conveyed to the penitentiary, and to further regulate the accounting and payment for feeding prisoners in the county jails.

Was read a third time at length and passed.

Yeas, 50; nays, 21.

Yeas:

Messrs:

Mr. Speaker	Collins	Ingram	Russell
Adams	Crump	Jones (Escambia)	Seale
Albright	Dickson	Jones (Montgomery)	Shaw
Alexander	Graham (Autauga)	Long (Sumter)	Sherrrod
Arnold	Hall (Henry)	Lynne	Sparks
Austin	Hall (Marion)	Matthews (Wilcox)	Stoddard
Baker	Hale	Murphree	Tompkins
Barganier	Hardaway	McDonald	Trammell
Blunt	Harrison	McLeod	Truss
Bracken	Hawkins	Oliver	Van de Graff
Brindley	Hollis	Pittman	Williams
Carnley	Holmes (Baldwin)	Preston	Wilson
Clayton	Howle		

—50

Nays:

Messrs:

Burks	Dansby	Graham (Clarke)	Holmes (Elmore)
Calvert	Edwards (Dallas)	Guy	Johnson

Lawson	Milford	Salter	Stewart
Lewis	Parker	Simpson	Waddell
Long (Butler)	Ross	Smith	Whorton
Longshore			

—21

H. 862. To better secure compliance with the laws of Alabama, requiring instruction of all pupils in public schools, and in all schools and colleges supported in whole or in part by public money, or under State control, with reference to the effect of alcoholic drinks, stimulants and narcotics upon the human system.

Was read a third time at length and passed.

Yeas, 36; nays, 33.

Yeas:

Messrs:

Mr. Speaker	Carnley	Holmes (Baldwin)	Partridge
Adams	Christian	Ingram	Pittman
Alexander	Cobbs	Long (Sumter)	Preston
Allen	Collins	Lynne	Seale
Arnold	Crump	Matthews (Wilcox)	Shaw
Austin	Graham (Autauga)	Milford	Sparks
Baker	Graham (Clarke)	Murphree	Trammell
Bracken	Guy	McLeod	Whorton
Brindley	Hawkins	Orr	Woodard

—36

Nays:

Messrs:

Albright	Hale	Lewis	Simpson
Barganier	Hollis	Long (Butler)	Smith
Blunt	Howle	McDonald	Truss
Burks	Jones (Escambia)	Oliver	Tunstall
Clayton	Jones (Montgomery)	Parker	Van de Graff
Edwards (Pike)	Johnson	Russell	Waddell
Fletcher	Lawson	Salter	Williams
Griffin	Lee (Butler)	Sherrod	Wilson
Hall (Marion)			

—33

H. 1127. To require every State official, or official holding office under the authority of the State, and who is paid a salary or receives pecuniary profit for his services as such official, and whose office or post of duty is located in the capitol building or in the city of Montgomery, to reside or live in or sufficiently near to the city of Montgomery as that such office or post of duty shall be reasonably accessible to him daily, and to provide for the impeachment or removal of such official on failure to comply with the requirements of this act.

Was taken up. Mr. Long of Butler moved to indefinitely postpone the bill, and the motion was lost.

Mr. Graham of Clarke offered the following amendment to the bill:

Amend by adding after the end of the last line in section 1, the following:

Provided that this act shall not apply to members of the Alabama public service commission during their present term of office.

Mr. Preston moved to table the amendment and the motion to table prevailed.

And the bill:

H. 1127. To require every State official, or official holding office under the authority of the State, and who is paid a salary or receives pecuniary profit for his services as such official, and whose office or post of duty is located in the capitol building or in the city of Montgomery, to reside or live in or sufficiently near to the city of Montgomery as that such office or post of duty shall be reasonably accessible to him daily, and to provide for the impeachment or removal of such official on failure to comply with the requirements of this act.

Was read a third time at length and passed.

Yeas, 58; nays, 19.

Yeas:

Messrs:

Mr. Speaker	Collins	Ingram	Preston
Adams	Crump	Jones (Escambia)	Ross
Alexander	Dansby	Lawson	Russell
Allen	Dickson	Lee (Butler)	Salter
Arnold	Edwards (Dallas)	Lewis	Seale
Austin	Ellis (Elmore)	Long (Sumter)	Shaw
Baker	Fletcher	Longshore	Simpson
Barganier	Graham (Autauga)	Lynne	Sparks
Blunt	Guy	Matthews (Wilcox)	Stoddard
Bracken	Hall (Henry)	Milford	Tompkins
Brindley	Hall (Marion)	McDonald	Trammell
Burks	Hale	McLeod	Waddell
Calvert	Hare	Partridge	Whorton
Carnley	Holmes (Baldwin)	Pittman	Woodard
Cobbs	Howle		

—58

Nays:

Messrs:

Christian	Holmes (Elmore)	Parker	Tunstall
Clayton	Jones (Montgomery)	Sherrod	Van de Graff
Edwards (Pike)	Johnson	Smith	Williams
Faulk	Long (Butler)	Stewart	Wilson
Graham (Clarke)	Orr	Truss	

—19

H. 813. To amend section 7000 of the Code of Alabama, 1907.

Was read a third time at length and passed.

Yeas, 61; nays, 12.

Yeas:

Messrs:

Mr. Speaker	Crump	Johnson	Ross
Adams	Dansby	Lawson	Russell
Albright	Edwards (Dallas)	Lee (Butler)	Seale
Allen	Edwards (Pike)	Lewis	Shaw
Arnold	Ellis (Elmore)	Longshore	Smith
Austin	Faulk	Lynne	Sparks
Baker	Graham (Autauga)	Matthews (Wilcox)	Stewart
Blunt	Graham (Clarke)	Milford	Stoddard
Bracken	Guy	Murphree	Tompkins
Brindley	Hall (Henry)	McLeod	Trammell
Burks	Hall (Marion)	Orr	Truss
Calvert	Hawkins	Parker	Van de Graff
Carnley	Holmes (Baldwin)	Partridge	Whorton
Christian	Howle	Pittman	Williams
Cobbs	Ingram	Preston	Wilson
Collins			

—61

Nays:

Messrs:

Barganier	Hardaway	Holmes (Elmore)	Reynolds
Clayton	Harrison	Long (Butler)	Sherrod
Hale	Hollis	Oliver	Waddell

—12

H. 935. (With amendment.) To amend section 153 of the Code of Alabama.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Revision of Laws, said amendment being as follows:

Amend said bill by inserting after the words "issued to them" in line 4, the following words: "premiums for fire insurance on the public buildings of the county."

And the amendment was adopted.

Yeas, 55; nays, 3.

Yeas:

Messrs:

Mr. Speaker	Collins	Ingram	Russell
Albright	Crump	Jones (Montgomery)	Simpson
Alexander	Dansby	Johnson	Smith
Allen	Dickson	Lawson	Sparks
Arnold	Edwards (Dallas)	Longshore	Stoddard
Baker	Ellis (Elmore)	Lynne	Trammell
Blunt	Gilbert	Matthews (Wilcox)	Tunstall
Bracken	Graham (Clarke)	Milford	Van de Graff
Brindley	Hall (Henry)	Murphree	Waddell
Burks	Hall (Marion)	McDonald	Whorton
Calvert	Hale	Partridge	Williams
Christian	Hawkins	Pittman	Wilson
Cliett	Holmes (Baldwin)	Reynolds	Woodard
Cobbs	Howle	Ross	

—55

Nays:

Messrs:

Orr

Preston

Stewart

—3

Mr. Baker offered the following amendment to the bill:

Amend by striking out the words "jury commissioners" wherever they occur in said bill.

And the amendment was adopted.

Yeas, 46; nays, 10.

Yeas:

Messrs:

Mr. Speaker

Alexander

Allen

Arnold

Baker

Barganier

Blunt

Brindley

Burks

Carnley

Cliett

Collins

Crump

Dansby

Dickson

Edwards (Dallas)

Edwards (Pike)

Fletcher

Gilbert

Graham (Clarke)

Hall (Henry)

Hall (Marion)

Hawkins

Hollis

Holmes (Baldwin)

Howie

Ingram

Jones (Montgomery)

Johnson

Lawson

Long (Sumter)

Longshore

Lynne

Milford

Murphree

Partridge

Pittman

Reynolds

Ross

Sherrod

Smith

Sparks

Stoddard

Truss

Whorton

Woodard

—46

Nays:

Messrs:

Ellis (Elmore)

Orr

Preston

Simpson

Stewart

Tompkins

Van de Graff

Waddell

Williams

Wilson

—10

And the bill:

H. 935. To amend section 153 of the Code of Alabama.

As amended, was read a third time at length and passed.

Yeas, 46; nays, 12.

Yeas:

Messrs:

Mr. Speaker

Albright

Alexander

Allen

Arnold

Barganier

Blunt

Bracken

Brindley

Burks

Calvert

Christian

Cliett

Cobbs

Collins

Crump

Dansby

Edwards (Dallas)

Gilbert

Graham (Clarke)

Hall (Henry)

Hall (Marion)

Hale

Hawkins

Holmes (Baldwin)

Jones (Montgomery)

Johnson

Lawson

Longshore

Lynne

Matthews (Wilcox)

Milford

Murphree

McLeod

Partridge

Shaw

Smith

Sparks

Stoddard

Tompkins

Truss

Van de Graff

Waddell

Williams

Wilson

Woodard

—46

Nays:

Messrs:

Baker

Ellis (Elmore)

Howie

Ingram

McDonald

Orr

Parker

Pittman

Preston

Simpson

Stewart

Whorton

—12

H. 987. To declare a lien in favor of landlords upon livestock raised or grazed upon rented land.

Was taken up. Mr. Sparks offered the following amendment to the bill:

Amend by adding at end of section 1: Provided the lien shall exist only when the land is leased or rented or used for pasturing or grazing purposes.

And the amendment was adopted.

Yeas, 62; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Edwards (Dallas)	Johnson	Russell
Albright	Edwards (Pike)	Lawson	Salter
Alexander	Ellis (Elmore)	Lee (Butler)	Seale
Allen	Faulk	Long (Butler)	Shaw
Arnold	Gilbert	Long (Sumter)	Sherrod
Baker	Graham (Autauga)	Longshore	Simpson
Barganier	Guy	Lynne	Smith
Blunt	Hall (Henry)	Matthews (Wilcox)	Sparks
Brindley	Hall (Marion)	Milford	Tompkins
Burks	Hale	Orr	Truss
Carnley	Harrison	Parker	Tunstall
Christian	Hawkins	Partridge	Van de Graff
Cliett	Hollis	Pittman	Williams
Collins	Holmes (Baldwin)	Preston	Wilson
Dansby	Ingram	Reynolds	Woodard
Dickson	Jones (Montgomery)		

—62

And the bill:

H. 987. To declare a lien in favor of landlords upon livestock raised or grazed upon rented land.

As amended, was read a third time at length and passed.

Yeas, 59; nays, 1.

Yeas:

Messrs:

Mr. Speaker	Collins	Hollis	Pittman
Alexander	Crump	Holmes (Baldwin)	Russell
Allen	Dansby	Ingram	Salter
Arnold	Dickson	Jones (Escambia)	Seale
Baker	Edwards (Dallas)	Jones (Montgomery)	Shaw
Blunt	Edwards (Pike)	Johnson	Sherrod
Brindley	Ellis (Elmore)	Lee (Butler)	Simpson
Burks	Gilbert	Long (Butler)	Smith
Calvert	Graham (Autauga)	Long (Sumter)	Sparks
Carnley	Guy	Longshore	Tompkins
Christian	Hall (Henry)	Lynne	Truss
Christopher	Hall (Marion)	Matthews (Wilcox)	Tunstall
Clayton	Hardaway	Murphree	Williams
Cliett	Harrison	Parker	Woodard
Cobbs	Hawkins	Partridge	

—59

Nays:

Mr. Preston—1.

CONFERENCE REPORT ADOPTED.

Mr. Truss moved to reconsider the vote by which the House refused to adopt the conference report on the disagreement of the two houses on the House amendment to the bill:

S. 400. To fix the salary of the several circuit judges in Alabama.

Mr. Long of Butler moved to table the motion of Mr. Truss, and the motion was lost.

And the motion of Mr. Truss to reconsider the vote by which the House refused to concur in the conference report prevailed.

On motion of Mr. Truss, the House concurred in and adopted the conference report on the disagreement of the two houses on the House amendment to the bill:

S. 400. To fix the salary of the several circuit judges in Alabama.

Yeas, 44; nays, 38.

*Yeas:**Messrs:*

Mr. Speaker	Dickson	Long (Sumter)	Salter
Allen	Edwards (Pike)	Longshore	Seale
Arnold	Guy	Lynne	Shaw
Barganier	Hale	Murphree	Sherrod
Bracken	Hardaway	McDonald	Stoddard
Brindley	Hare	McLeod	Tompkins
Burks	Harrison	Oliver	Trammell
Cobbs	Hawkins	Orr	Truss
Collins	Holmes (Baldwin)	Partridge	Tunstall
Crump	Holmes (Elmore)	Ross	Van de Graff
Dansby	Jones (Montgomery)	Russell	Waddell

—44

*Nays:**Messrs:*

Adams	Ellis (Elmore)	Lawson	Reynolds
Albright	Faulk	Lee (Butler)	Simpson
Alexander	Fletcher	Lewis	Smith
Baker	Graham (Autauga)	Long (Butler)	Sparks
Blunt	Graham (Clarke)	Matthews (Wilcox)	Stewart
Calvert	Hall (Henry)	Milford	Whorton
Carnley	Howle	Parker	Williams
Christian	Ingram	Pittman	Wilson
Clayton	Jones (Escambia)	Preston	Woodard
Edwards (Dallas)	Johnson		

—38

RECESS.

On motion of Mr. Waddell, the House recessed until 3 o'clock P. M.

AFTERNOON SESSION—FORTY-EIGHTH DAY.

The House met pursuant to adjournment.

MESSAGE FROM THE GOVERNOR.

Gentlemen of the House of Representatives:

I am directed by the governor to hand you herewith his message concerning House bill No. 777.

Respectfully,
W. A. Darden,
Secretary to the Governor.

GOVERNOR'S MESSAGE.

On motion of Mr. Stoddard, the House concurred in and adopted the governor's amendment to the bill, H. 777, said governor's amendment being as follows:

September 23, 1919.

Gentlemen of the House of Representatives:

I herewith return House bill No. 777 without my approval, and suggest the following amendment which if adopted will meet my objection to the bill, namely: amend section 8 by adding at the end thereof the following proviso, namely:

"Provided that if the general revenue act, or any general act, enacted or to be enacted by this Legislature shall include provisions fixing and regulating the general license or privilege taxes on vehicles of any kind however propelled or driven for the use of the State and the counties of the State, and providing that the proceeds of such privilege or license taxes shall be apportioned between the State and the counties of the State, such provisions and such apportionment of such license or privilege taxes under any such general law shall take precedence of and shall be in lieu of the privilege or license taxes authorized to be levied and collected under this act to the extent covered by such general act, and provided further that all provisions of this act fixing or levying any such privilege or license taxes in conflict or inconsistent with the provisions of any such general law shall be void and of no operation and effect."

Respectfully,
(Signed) Thos. E. Kilby,
Governor.

Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Brindley	Crump	Hall (Marion)
Albright	Burks	Dansby	Hale
Alexander	Calvert	Dickson	Hardaway
Allen	Carnley	Edwards (Dallas)	Hare
Arnold	Christopher	Ellis (Elmore)	Hawkins
Baker	Clayton	Fletcher	Holmes (Baldwin)
Barganier	Cliett	Graham (Clarke)	Holmes (Elmore)
Blunt	Cobbs	Guy	Howle
Bracken	Collins	Hall (Henry)	Ingram

Jones (Montgomery)	McDonald	Salter	Trammell
Johnson	McLeod	Seale	Truss
Lawson	Orr	Shaw	Tunstall
Lee (Butler)	Parker	Sherrod	Van de Graff
Long (Butler)	Pittman	Smith	Waddell
Long (Sumter)	Preston	Sparks	Whorton
Lynne	Robertson	Stewart	Williams
Matthews (Wilcox)	Ross	Stoddard	Wilson
Murphree	Russell	Tompkins	Woodard

—72

MESSAGE FROM THE GOVERNOR.

Gentlemen of the House of Representatives:

I am directed by the governor to hand you herewith his message concerning House bill No. 880.

Respectfully,
W. A. Darden,
Secretary to the Governor.

On motion of Mr. Hare, the House concurred in and adopted the governor's amendment to the bill, H. 880, said governor's amendment being as follows:

September 19, 1919.

Gentlemen of the House of Representatives:

I herewith return House bill No. 880 without my approval, and suggest the following amendment which if adopted will meet by objection to the bill, namely: amend section 24 by adding at the end thereof the following proviso, namely:

"Provided that if the general revenue act, or any general act, enacted or to be enacted by this Legislature shall include provisions fixing and regulating the general license or privilege taxes on vehicles of any kind however propelled or driven for the use of the State and the counties of the State, and providing that the proceeds of such privilege or license taxes shall be apportioned between the State and the counties of the State, such provisions and such apportionment of such license or privilege taxes under any such general law shall take precedence of and shall be in lieu of the privilege or license taxes authorized to be levied and collected under this act to the extent covered by such general act, and provided further that all provisions of this act fixing or levying any such privilege or license taxes in conflict or inconsistent with the provisions of any such general law shall be void and of no operation and effect."

Respectfully,
Thos. E. Kilby,
Governor.

Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker
Albright
Alexander
Allen
Arnold
Baker
Barganier

Blunt
Bracken
Brindley
Burks
Calvert
Carnley
Christopher

Clayton
Cliett
Cobbs
Collins
Crump
Dansby
Dickson

Edwards (Dallas)
Ellis (Elmore)
Fletcher
Graham (Clarke)
Guy
Hall (Henry)
Hall (Marion)

Hale	Lee (Butler)	Preston	Stoddard
Hardaway	Long (Butler)	Robertson	Tompkins
Hare	Long (Sumter)	Ross	Trammell
Hawkins	Lynne	Russell	Truss
Holmes (Baldwin)	Matthews (Wilcox)	Salter	Tunstall
Holmes (Elmore)	Murphree	Seale	Van de Graff
Howle	McDonald	Shaw	Waddell
Ingram	McLeod	Sherrod	Whorton
Jones (Montgomery)	Orr	Smith	Williams
Johnson	Parker	Sparks	Wilson
Lawson	Pittman	Stewart	Woodard

—72

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and as amended has passed the following House bill:

H. 401. To create a State highway department; to define its powers and duties; to authorize State aid in the construction and maintenance of public roads and bridges; to create a State highway fund and to provide for its expenditure; to impose certain duties upon county and municipal officials and to provide a penalty for their failure to discharge same; to authorize the State highway department to work State convicts upon public roads and bridges as is now or may hereafter be provided by law; to assent to the act of Congress approved July 11, 1916, known as the "Federal aid law" and to authorize the State highway department to co-operate with the United States government in the construction and maintenance of rural post roads; and to repeal the act approved April 5, 1911, entitled "An act to provide for the creation of a State highway commission, defining its powers, duties and compensations, and methods to be adopted for control of same and for appropriation and maintenance of the same and to give State aid and State supervision over all public roads, culverts and bridges of the State for construction of a permanent nature and the maintenance thereof wherein any portion of the appropriation hereinafter made shall be used for such purpose; and to make an appropriation therefor out of the net revenue of the convict fund of the State and from other sources.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Tunstall, the House non-concurred in the Senate amendment to the bill, H. 401, and asked for a Committee

of Conference, and the Speaker named as a Committee of Conference on part of the House, Messrs: Arnold, Tunstall, Tompkins, Dansby and Orr.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted the report of the Committee of Conference on the disagreement of the two houses on the House amendment to the bill:

S. 400. To fix the salary of the several circuit judges in Alabama.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bills, and returns same herewith to the House:

H. 936. To amend section 1 of an act entitled an act "To designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained," approved September 10, 1915.

H. 435. To submit to the qualified electors of the State, at the general election to be held in November, 1920, for their consideration, an amendment to the Constitution for the purpose of authorizing the several counties of the State to levy and collect a special road tax, not exceeding fifty cents, on each one hundred dollars worth of taxable property in such counties, under such regulations as the Legislature may have prescribed or may hereafter prescribe.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bills and ordered same sent forthwith to the House without engrossment.

S. 658. To require all companies, corporations, lessees, owners or receivers of any railroad or railway company operating passenger cars in this State to cause the doors and windows of such cars to be screened, under regulations to be adopted by the Alabama public service commission.

S. 761. To require every State official, or official holding office under the authority of the State, and who is paid a salary or receives pecuniary profit for his services as such official, and whose office or post of duty is located in the capitol building or in the city of Montgomery, to reside or live in or sufficiently near to the city of Montgomery as that such office or post of duty shall be reasonably accessible to him daily, and to provide for the impeachment or removal of such official on failure to comply with the requirements of this act.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bills, the titles to which are set out in the above and foregoing message from the Senate, were severally read one time and referred to appropriate standing committees, as follows:
Revision of Laws, S. 658, S. 761.

BILLS ON THIRD READING.

H. 842. To encourage the manufacture of air nitrates in the State of Alabama, by exempting from taxation the plants, products and other property of any person, firm or corporation acquiring either by lease or purchase, any factor or plant already built in this State for the production and manufacture of atmospheric nitrogen.

Was taken up.

Mr. Carnley moved to indefinitely postpone the bill and the motion was lost.

Yeas, 30; nays, 52.

Yeas:

Messrs:

Albright	Clayton	Jones (Escambia)	Preston
Alexander	Dodson	Lee (Butler)	Reynolds
Arnold	Edwards (Pike)	Lewis	Salter
Baker	Faulk	Long (Butler)	Tompkins
Barganier	Guy	Matthews (Wilcox)	Van de Graff
Brindley.	Hall (Marion)	McDonald	Whorton
Burks	Harrison	Orr	Woodard
Carnley	Ingram		

—30

Nays:

Messrs:

Mr. Speaker	Bracken	Cobbs	Ellis (Bullock)
Adams	Calvert	Collins	Ellis (Elmore)
Allen	Christian	Crump	Gilbert
Andrews	Christopher	Dansby	Graham (Autauga)
Blunt	Cliett	Edwards (Dallas)	Graham (Clarke)

Hale	Longshore	Ross	Stewart
Hare	Lynne	Russell	Stoddard
Hawkins	Milford	Seale	Trammell
Holmes (Baldwin)	Murphree	Shaw	Truss
Holmes (Elmore)	Parker	Sherrod	Tunstall
Jones (Montgomery)	Partridge	Simpson	Waddell
Johnson	Pittman	Smith	Williams
Long (Sumter)	Robertson	Sparks	Wilson

—52

And the bill:

H. 842. To encourage the manufacture of air nitrates in the State of Alabama, by exempting from taxation the plants, products and other property of any person, firm or corporation acquiring either by lease or purchase, any factory or plant already built in this State for the production and manufacture of atmospheric nitrogen.

Was read a third time at length and passed.

Yeas, 48; nays, 32.

Yeas:

Messrs:

Alexander	Edwards (Dallas)	Long (Sumter)	Shaw
Allen	Ellis (Elmore)	Longshore	Sherrod
Blunt	Gilbert	Lynne	Simpson
Bracken	Graham (Autauga)	Murphree	Smith
Calvert	Graham (Clarke)	McLeod	Sparks
Christian	Hale	Parker	Stewart
Christopher	Hare	Partridge	Stoddard
Cliett	Hawkins	Pittman	Trammell
Cobbs	Holmes (Baldwin)	Robertson	Truss
Collins	Holmes (Elmore)	Ross	Tunstall
Crump	Jones (Montgomery)	Russell	Williams
Dansby	Johnson	Seale	Wilson

—48

Nays:

Messrs:

Albright	Dodson	Ingram	Preston
Arnold	Edwards (Pike)	Jones (Escambia)	Reynolds
Baker	Ellis (Bullock)	Lee (Butler)	Salter
Barganier	Faulk	Lewis	Tompkins
Brindley	Fletcher	Long (Butler)	Van de Graff
Burks	Guy	Matthews (Wilcox)	Waddell
Carnley	Hall (Marion)	McDonald	Whorton
Clayton	Harrison	Orr	Woodard

—32

H. 757. To amend section 3503 of the Code of Alabama of 1907.

Was read a third time at length and passed.

Yeas, 62; nays, 6.

Yeas:

Messrs:

Mr. Speaker	Albright	Allen	Baker
Adams	Alexander	Andrews	Barganier

Blunt	Graham (Clarke)	Long (Sumter)	Shaw
Bracken	Hall (Henry)	Lynne	Sherrrod
Brindley	Hall (Marion)	Matthews (Wilcox)	Simpson
Burks	Hale	Murphree	Sparks
Carnley	Harrison	McLeod	Stoddard
Christopher	Hawkins	Oliver	Tompkins
Clayton	Hollis	Orr	Trammell
Cliett	Holmes (Baldwin)	Partridge	Truss
Collins	Holmes (Elmore)	Pittman	Van de Graff
Crump	Ingram	Ross	Waddell
Dansby	Jones (Montgomery)	Russell	Williams
Edwards (Dallas)	Johnson	Salter	Wilson
Gilbert	Lee (Butler)	Seale	Woodard
Graham (Autauga)	Long (Butler)		

—62

*Nays:**Messrs:*

Ellis (Elmore)	Jones (Escambia)	Preston	Whorton
Guy	McDonald		

—6

H. 492. To make an appropriation out of the State treasury to pay premiums on Alabama raised steers and to provide how and by what means said amount shall be paid.

Was read a third time at length and passed.

Yeas, 52; nays, 22.

*Yeas:**Messrs:*

Mr. Speaker	Clayton	Hardaway	Pittman
Adams	Cliett	Hare	Russell
Alexander	Cobbs	Hawkins	Seale
Allen	Collins	Holmes (Baldwin)	Shaw
Andrews	Crump	Holmes (Elmore)	Sherrrod
Barganier	Dansby	Ingram	Smith
Blunt	Dickson	Lynne	Sparks
Bracken	Edwards (Dallas)	Milford	Stoddard
Brindley	Ellis (Bullock)	Murphree	Tompkins
Burks	Ellis (Elmore)	McLeod	Truss
Carnley	Graham (Clarke)	Oliver	Tunstall
Christian	Guy	Parker	Waddell
Christopher	Hale	Partridge	Wilson

—52

*Nays:**Messrs:*

Albright	Hall (Marion)	Orr	Simpson
Baker	Jones (Escambia)	Preston	Van de Graff
Dodson	Johnson	Reynolds	Whorton
Edwards (Pike)	Lee (Butler)	Robertson	Williams
Faulk	Matthews (Wilcox)	Salter	Woodard
Gilbert	McDonald		

—22

H. 281. (With substitute.) For the further protection of human beings and live stock of all kinds; to impose a tax on dogs over the age of three months and to provide further that dogs

running at large, except fox hounds and deer hounds wearing collars upon which the owners' names and addresses are printed, shall wear muzzles; to provide that the funds derived from the tax on dogs herein imposed by this act shall be paid to the county treasurer, and kept separate and apart, and shall be known as the dog tax fund which fund shall be used in defraying the traveling expenses to and from the State's pasteur institute of persons who have been bitten by mad dogs and who are unable to defray their own expenses, and their expenses while under treatment at this institute; also the funds created by this act shall be used in remunerating persons who sustain loss from dogs killing or crippling their live stock; and to provide that at the end of each fiscal year the balance remaining in the dog tax fund shall be paid by the county treasurer to the county board of education for distribution among the public schools of the county in which the tax is collected.

Was taken up. The question was upon the adoption of the substitute reported by the Standing Committee on Public Health, said substitute being as follows:

A BILL

To be entitled an act for the protection of human beings and of live stock of all kinds. To impose a license on dogs over the age of three months and to provide further that dogs running at large, except fox hounds and deer hounds wearing collars upon which the owner's names and addresses are printed or written, shall wear muzzles; to require the registration of all dogs by the probate judge in their respective counties; to provide for the necessary supplies to carry this act into effect and to provide for compensating the probate judge for his services as required herein; to provide that the funds derived from the license on dogs herein imposed by this act shall be paid to the county treasurer and kept separate and apart, and shall be known as the dog tax fund which fund shall be used in defraying the travelling expenses to and from the State Pasteur Institute of persons who have been bitten by mad dogs and who are unable to defray their own expenses, also their expenses while under treatment at this institute; likewise the funds created by this act shall be used in remunerating persons who sustain loss from dogs, crippling or killing their live stock, and to provide that at the end of each fiscal year the balance remaining in the dog tax fund shall be paid by the county treasurer to the county board of education for distribution among the public schools of the county, in which the license is collected, and apportioned to the dif-

ferent school districts in proportion to the amount of licenses collected in such district.

Be it enacted by the Legislature of Alabama:

Section 1. That after the passage of this act it shall be unlawful for any person, firm, corporation, partnership or association to keep or harbor any dog, or dogs, within the State of Alabama, except as hereinafter provided.

Sec. 2. That every owner or keeper of a dog, or dogs, shall for each dog, so owned or kept, file or cause to be filed, by mail or otherwise, in the office of the judge of probate of the county in which such dog, or dogs, are owned or kept, a verified application for registration, on a blank to be furnished by the probate judge of the county for that purpose, a brief description of the dog, or dogs, to be registered, including the name, age, color and sex and breed of the dog to be registered, together with the name, race, postoffice address, precinct and school district of the owner of such dog.

Sec. 3. That upon the receipt of an application for registration of a dog, or dogs, as provided in section 2 hereof, the judge of probate shall file such application in his office, with the name, race, postoffice address, precinct and school district of the owner of such dog, or dogs, together with the facts stated in such application, in a book or index to be kept by him for that purpose under a district number to be assigned to each dog, so registered by the judge of probate, which book, or index, shall be open to the public for inspection during all reasonable business hours.

Sec. 4. That for each dog, so owned or kept, the owner or keeper thereof shall pay an annual registration fee of \$1.00. And the several sums of money so charged and collected as registration fees under the provisions of this act shall be paid to the judge of probate of the respective counties and by the probate judge shall be paid into the county treasury. Said revenue so collected shall be kept separate and apart from all other funds, and shall be known as the dog tax fund.

Sec. 5. That upon the payment of the registration fee as provided in section 4 of this act, the judge of probate shall deliver to the owner or keeper of such dog a suitable metal tag, the size and design of which shall be selected by the judge of probate but which shall be of different shapes for each year, which tag the owner shall cause to be worn constantly by such dog, so registered, by means of attachment to collar, or otherwise, as a means of identification. Said tag must bear the registration number of the dog as shown by index kept by the judge of probate.

Sec. 6. That the judge of probate shall also provide receipts in two parts, the first part to be stub retained by the judge of

probate, the other part to be delivered to the owner or keeper of the dog, with the tag which is provided for in section 5 of this act. And each part of the receipt shall carry the same number as the tag with which it is delivered and must show the amount paid by the owner or keeper of the registered dog to the judge of probate.

Sec. 7. In case the original tag is lost, the owner or keeper of dog for which such tag was issued, may, upon application to the judge of probate, supported by affidavit showing that such tag was lost, or destroyed, and upon the payment of \$.50 fee, receive a duplicate tag, and this \$.50 fee shall be retained by the judge of probate as his remuneration for issuing such duplicate tag.

Sec. 8. That the registration provided for in this act shall be on or before the 1st day of October, 1919, and shall be renewed in like manner on or before the 1st day of October of each succeeding year thereafter, each renewal to carry the payment by the owner or keeper of a dog as that required for the first or original registration.

Sec. 9. That all things required to be furnished by the probate judge for the carrying out of the provisions of this act shall be paid for out of the general funds of the county, and for the services required by this act to be rendered the judge of probate is hereby authorized to collect a fee of \$.25 for each receipt issued with tag, which \$.25 shall be in addition to the regular registration fee provided for in section 4 of this act.

Sec. 10. That each dog registered and tagged in accordance with the provisions of this act is hereby declared to be property, and the owner or keeper of such dog shall, in case such dog is stolen, injured or killed, have the same protection as to his property rights in such dog as of any other live stock, and any person who shall steal, kill, injure or entice away from the owner thereof, any dog registered and tagged as provided in this act shall be subject to the same penalty as for the same offense committed against any other live stock.

Sec. 11. That it is hereby made the duty of all sheriffs and constables to kill on sight any dog found by them running at large, not wearing the identification tag showing the registration number of said dog, or not wearing a muzzle provided by this act. And any sheriff or constable who fails to discharge the duty imposed by this section within five days after a dog has been reported to him as running at large, contrary to the provisions of this act, shall be guilty of a misdemeanor and upon conviction shall be fined not less than five nor more than twenty-five dollars for each dog, reported to him as provided by this section, which he fails to kill. For each dog so killed, the sheriff or constable shall receive a fee of fifty cents, payable out of the dog tax fund.

Sec. 12. That the registration fee provided for in section 4 of this act shall be due on the 1st day of October of each year and delinquent on the 15th day of October of the same month, and if not paid by the 15th of October the probate judge is hereby required to collect double the amount of fee provided for in section 4 hereof.

Sec. 13. That persons who have been bitten by mad dogs and who furnish satisfactory proof of same to the probate judge of the county, in which such persons were so bitten, may also, upon furnishing to said judge of probate good and sufficient proof that such person or persons is not financially able to pay his, or her, expenses for treatment at the Pasteur Institute of this State, at Montgomery, may have his, or her, expenses paid to and from Montgomery, likewise their expenses while under treatment at the said institute, payable out of the dog tax fund by the county treasurer upon the certificate of said judge of probate.

Sec. 14. That the dog tax fund shall be and the same is hereby appropriated for remunerating the residents of said county for any loss they may sustain from dogs killing or crippling their sheep, lambs or other live stock, and for paying the expenses necessary to carry this act into effect; and any balance remaining on hand on the 30th day of September, each year, shall be appropriated to the county school fund of the public schools, and the county treasurer is hereby directed to pay such balance, remaining on hand at that time in the dog tax fund, over to the county board of education for that purpose, and such balance shall be distributed among the various school districts in proportion to the amount of licenses collected from each school district.

Section 15. That each dog over three months old, running at large when not in company with persons hunting or in charge of the owner, or a person to whom it is entrusted, shall wear a muzzle of some approved type so as to prevent said dog from biting human beings, or from killing sheep, lambs or other live stock; and any dog found running at large, except fox hounds or deer hounds wearing collars upon which the names and addresses of the owners are printed, or written, without a muzzle as provided for in this section, shall be killed by the constable of the beat, or the sheriff, as provided in this act.

Sec. 16. That if it be found that the fund arising from this act, for any one year, shall be insufficient to pay the expenses incident to the execution of this law and then to pay the whole amount of the expenses of poor persons, who have been bitten by mad dogs, in attending the Pasteur Institute for treatment, and of damages inflicted by dogs or sheep, lambs or other live

stock in any county in which damage occurs, each sufferer shall be paid out of the said fund in proportion to the loss sustained.

Sec. 17. That it shall be the duty of the justice of the peace in the several counties of the State, on the application, of the owner of sheep, lambs or other live stock, or his agent, which have been killed or wounded by dogs not his own, to issue summons to two reputable and discreet persons, who, being duly sworn, shall go forthwith to the premises where the sheep, lambs or other live stock may be, and examine into the facts and the justices of the claim, and appraise the amount of the damages sustained by the owner, each appraiser to be paid fifty cents for such services out of the dog tax fund, and said appraisers shall return accurate statement, under their hands to a justice of the peace who, if it appears that such sheep, lambs or other live stock were killed or crippled by dogs, not belonging to the owner of said sheep, lambs or other live stock, shall approve the said return by indorsing same and shall forward all papers to the probate judge of his respective county, who shall receive the same and present them to the court of county commissioners, or board of revenue, as the case may be, at their next meeting, provided however that no claims for the killing or maiming of live stock shall be allowed unless the owners shall report such killing or maiming to a justice of the peace, or other officer authorized to take oaths, or before whom affidavits can be made.

Sec. 18. That the treasurer shall annually, at the first meeting, in September, of the court of county commissioners, or board of revenue, as the case may be, make statement to such court, or board, as the case may be, of his receipts and disbursements of the funds created by this act, and said court or board shall then order the payment of the damages allowed by them, or such part thereof as they may be able to pay, out of said fund, and the balance to the credit of such fund shall be paid by the county treasurer to the board of education, to be distributed among the various public schools of the county, as provided in this act.

Sec. 19. That all laws and parts of laws, general, local or special, in conflict with the provisions of this act, be and the same are hereby repealed.

Mr. Holmes of Baldwin offered the following amendment to the substitute:

Amend the bill by adding after the last word in section 4 the following: "Any person bringing or causing to be brought in to this State any dog, or dogs, of more than three months of age for show, field trials or hunting or breeding purposes and shall keep such dog, or dogs, within the State for more than thirty

days, must register such dog, or dogs, and pay the license fee required, and whenever the ownership or possession of any dog licensed under the provisions of this act is transferred from one person to another, except temporary transfer or loan for hunting purposes, or breeding or field trials or show purposes, such transfer shall be shown on the records at the office of the probate judge, and it shall be unlawful for any person to harbor or permit to remain about his premises any dog, or dogs, not regularly licensed as required by this act.

And the amendment to the substitute was adopted.

Mr. Holmes of Baldwin offered the following amendment to the substitute:

Amend the bill by adding the following after the word "kill" in section 11, page 4, line 8 of the bill: Provided however, no such officer shall be convicted under this act if it is made to appear by satisfactory evidence that he has made reasonable and diligent effort or efforts to kill such dog.

And the amendment to the substitute was adopted.

Mr. Holmes of Baldwin offered the following amendment to the substitute:

Amend the bill by adding after the word "hereof" where it occurs in section 12, page 4, line 14 of the bill, the following: And sheriffs and constables shall be required to ascertain and report to the probate judge all delinquencies in the registration and payment of the registration fees required by this act and shall be entitled in the case of each such delinquency so reported by him to a fee of \$2.50 which shall be taxed and collected as costs in each case of delinquency.

And the amendment to the substitute was adopted.

Mr. Holmes of Baldwin offered the following amendment to the substitute:

Amend the bill by adding after the word stock and before the word and where they occur in section 14, line 24 of the bill, the words "and poultry."

And the amendment to the substitute was adopted.

Mr. Holmes of Baldwin offered the following amendment to the substitute:

Amend the bill by adding the words "or poultry" after the word stock wherever said last named word appears in sections 15 to 17, both inclusive, of the bill, and last place in caption.

And the amendment to the substitute was adopted.

Mr. Holmes of Baldwin offered the following amendment to the substitute:

Amend by adding thereto section 20: Section 20. This act shall become effective upon its approval by the governor.
And the amendment to the substitute was adopted.

Mr. Holmes of Baldwin offered the following amendment to the substitute:

Page 5, section 15, line 11, after the words in this act add:
"Every dog over three months old shall be confined at night; that is from sundown to sunup, either by being tied securely, fastened in a house or enclosed in a kennel, with the exception of such dogs accompanying their master when night hunting, and upon the return of the hunter ~~his~~ hunting dogs shall be confined until sunup."

And the amendment to the substitute was adopted.

Mr. Sparks offered the following amendment to the substitute:

Add the words "And license inspectors" immediately after the word "constables" where it first appears in section 11 of said bill.

And the amendment to the substitute was adopted.

Mr. Sparks offered the following amendment to the substitute:

Add the words "and license inspectors" immediately after the word "sheriff" where it first appears in section 15 of said bill.

And the amendment to the substitute was adopted.

Mr. Sparks offered the following amendment to the substitute:

Add at the end of section 12 the following:

"And the license inspectors of the various counties of the State are hereby charged with the collection and enforcement of this act in regard to delinquent dog tax licenses as they are now required to do as to all other delinquent licenses, and for services under this section they shall receive one-half of the additional fee required by this section, which said amount shall be paid to the license inspector by the judge of probate when collected by him, or when turned over to him by the license inspector, if collected by said inspector.

And the amendment to the substitute was adopted.

Mr. Sparks offered the following amendment to the substitute:

Amend section 4 by striking out the period after the figures "\$1.00" in line 18, page 2 of the bill, and insert the following "provided, however, that for each female dog so owned or kept

the owner or keeper thereof shall pay an annual registration fee of \$2.00."

And the amendment to the substitute was adopted.

Mr. Sparks offered the following amendment to the substitute:

Amend section 7 of the bill, page 3, by striking out the figures "\$.50" wherever they occur and insert in lieu thereof 25 cents.

And the amendment to the substitute was adopted.

And the substitute as amended was adopted.

Yeas, 52; nays, 19.

Yeas:

Messrs:

Mr. Speaker	Dansby	Ingram	Robertson
Alexander	Edwards (Dallas)	Jones (Escambia)	Russell
Allen	Fletcher	Johnson	Salter
Andrews	Gilbert	Lee (Butler)	Seale
Austin	Graham (Clarke)	Long (Sumter)	Shaw
Blunt	Guy	Lynne	Sparks
Brindley	Hall (Henry)	Matthews (Wilcox)	Stoddard
Burks	Hall (Marion)	Murphree	Tompkins
Christopher	Hale	McLeod	Truss
Clayton	Hare	Orr	Tunstall
Cliett	Hawkins	Parker	Waddell
Collins	Holmes (Baldwin)	Partridge	Williams
Crump	Holmes (Elmore)	Pittman	Wilson

—52

Nays:

Messrs:

Adams	Ellis (Elmore)	Long (Butler)	Simpson
Albright	Faulk	McDonald	Smith
Barganier	Harrison	Preston	Tunstall
Calvert	Howle	Ross	Whorton
Christian	Lewis	Sherrod	

—19

And the bill:

H. 281. For the protection of human beings and of live stock of all kinds. To impose a license on dogs over the age of three months and to provide further that dogs running at large, except fox hounds and deer hounds wearing collars upon which the owners' names and addresses are printed or written, shall wear muzzles; to require the registration of all dogs by the circuit clerk in their respective counties; to provide for the necessary supplies to carry this act into effect and to provide for compensating the circuit clerk for his services as required herein; to provide that the funds derived from the license on dogs herein imposed by this act shall be paid to the county treasurer and kept separate and apart, and shall be known as the dog tax fund which

shall be used in defraying the travelling expenses to and from the State Pasteur Institute of persons who have been bitten by mad dogs and who are unable to defray their own expenses, also their expenses while under treatment at this institute; likewise the funds created by this act shall be used in remunerating persons who sustain loss from dogs crippling or killing their live stock and poultry, and to provide that at the end of each fiscal year the balance remaining in the dog tax fund shall be paid by the county treasurer to the county board of education for distribution among the public schools of the county, in which the license is collected, and apportioned to the different school districts in proportion to the amount of licenses collected in such district.

As amended by the substitute as amended, was read a third time at length and passed.

Yeas, 52; nays, 19.

Yeas:

Messrs:

Mr. Speaker	Dansby	Ingram	Robertson
Alexander	Edwards (Dallas)	Jones (Escambia)	Russell
Allen	Fletcher	Johnson	Salter
Andrews	Gilbert	Lee (Butler)	Seale
Austin	Graham (Clarke)	Long (Sumter)	Shaw
Blunt	Guy	Lynne	Sparks
Brindley	Hall (Henry)	Matthews (Wilcox)	Stoddard
Burks	Hall (Marion)	Murphree	Tompkins
Christopher	Hale	McLeod	Truss
Clayton	Hare	Orr	Tunstall
Cliett	Hawkins	Parker	Waddell
Collins	Holmes (Baldwin)	Partridge	Williams
Crump	Holmes (Elmore)	Pittman	Wilson

—52

Nays:

Messrs:

Adams	Ellis (Elmore)	Long (Butler)	Simpson
Albright	Faulk	McDonald	Smith
Barganier	Harrison	Preston	Tunstall
Calvert	Howe	Ross	Whorton
Christian	Lewis	Sherrod	

—19

H. 335. To amend section 813 of the Code of Alabama, as amended by section 3 of an act to amend sections 811, 812, 813, 814, 815, 818 and 819 of the Code of Alabama, approved September 28, 1915.

Was read a third time at length and passed.

Yeas, 59; nays, 8.

Yeas:

Messrs:

Mr. Speaker	Alexander	Andrews	Baker
Albright	Allen	Austin	Blunt

Bracken	Guy	Long (Sumter)	Russell
Brindley	Hall (Marion)	Longshore	Seale
Burks	Hale	Lynne	Shaw
Christian	Hardaway	Matthews (Wilcox)	Simpson
Cliett	Hare	Milford	Sparks
Cobbs	Harrison	Murphree	Stoddard
Collins	Hawkins	McDonald	Tompkins
Crump	Holmes (Baldwin)	McLeod	Trammell
Dansby	Holmes (Elmore)	Oliver	Truss
Dickson	Ingram	Parker	Van de Graff
Edwards (Dallas)	Jones (Escambia)	Pittman	Waddell
Gilbert	Jones (Montgomery)	Robertson	Woodard
Graham (Clarke)	Johnson	Ross	

—59

Nays:

Messrs:

Ellis (Bullock)	Faulk	Long (Butler)	Smith
Ellis (Elmore)	Howle	Preston	Whorton

—8

And the bill was ordered sent to the Senate without engrossment.

H. 737. To further regulate receipts and disbursements in this State.

Was read a third time at length and passed.

Yeas, 66; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Howle	Preston
Adams	Collins	Ingram	Ross
Albright	Crump	Jones (Escambia)	Russell
Alexander	Dansby	Johnson	Salter
Allen	Dickson	Lawson	Seale
Andrews	Dodson	Lewis	Simpson
Austin	Edwards (Dallas)	Long (Butler)	Smith
Baker	Edwards (Pike)	Lynne	Sparks
Barganier	Faulk	Matthews (Wilcox)	Tompkins
Blunt	Graham (Clarke)	Mitchell	Trammell
Bracken	Guy	Murphree	Tunstall
Brindley	Hall (Henry)	McDonald	Van de Graff
Burks	Hale	McLeod	Waddell
Calvert	Hare	Orr	Whorton
Christian	Harrison	Parker	Wilson
Christopher	Holmes (Baldwin)	Pittman	Woodard
Cliett	Holmes (Elmore)		

—66

S. 738. To make an appropriation to the public schools.

Was taken up. Mr. Clayton offered the following amendment to the bill:

Amend S. 738 by changing the figures \$350,000 to \$1,000,000 and \$500,000 to \$1,000,000 where the same appear in said bill.

And the amendment not having received a two-thirds vote of the whole number elected to the House, and not having been

considered by a Committee of the Whole House, and being an increase of the appropriation as provided for by the budget commission, under the joint rules of the two houses was declared lost, said vote being as follows:

Yeas, 51; nays, 32.

Yeas:

Messrs:

Adams	Clayton	Jones (Montgomery)	Salter
Albright	Cliett	Johnson	Sherrod
Alexander	Edwards (Dallas)	Lawson	Simpson
Arnold	Edwards (Pike)	Lee (Butler)	Smith
Austin	Ellis (Elmore)	Lewis	Stewart
Baker	Graham (Clarke)	Longshore	Tompkins
Barganier	Guy	Milford	Trammell
Blunt	Hall (Henry)	McLeod	Tunstall
Bracken	Hall (Marion)	Orr	Van de Graff
Brindley	Hare	Partridge	Whorton
Calvert	Howle	Preston	Williams
Carnley	Ingram	Reynolds	Wilson
Christian	Jones (Escambia)	Robertson	

—51

Nays:

Messrs:

Mr. Speaker	Ellis (Bullock)	Long (Sumter)	Ross
Allen	Faulk	Lynne	Russell
Andrews	Fletcher	Matthews (Wilcox)	Seale
Burks	Gilbert	Murphree	Shaw
Christopher	Graham (Autauga)	McDonald	Sparks
Collins	Hale	Oliver	Stoddard
Dansby	Hawkins	Parker	Waddell
Dickson	Long (Butler)	Pittman	Woodard

—32

And the bill:

S. 738. To make an appropriation to the public schools.

Was read a third time at length and passed.

Yeas, 63; nays, 10.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Jones (Montgomery)	Ross
Alexander	Collins	Lee (Butler)	Russell
Allen	Dansby	Long (Butler)	Seale
Andrews	Dickson	Long (Sumter)	Shaw
Arnold	Ellis (Bullock)	Longshore	Sherrod
Austin	Faulk	Lynne	Smith
Baker	Fletcher	Matthews (Wilcox)	Sparks
Barganier	Gilbert	Milford	Stoddard
Blunt	Graham (Autauga)	Murphree	Tompkins
Bracken	Hale	McDonald	Truss
Brindley	Hare	Oliver	Tunstall
Burks	Harrison	Orr	Waddell
Carnley	Hawkins	Parker	Whorton
Christian	Holmes (Baldwin)	Partridge	Williams
Christopher	Howle	Pittman	Woodard
Cliett	Ingram	Preston	

—63

Nays:

Messrs:

Clayton

Graham (Clarke)

Guy

Hall (Marion)

Johnson

Lawson

Simpson

Trammell

Van de Graff

Wilson

—10

Mr. Long of Butler moved to reconsider the vote by which the bill passed, and then moved to table the motion and the motion to table prevailed.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your Committee on Enrolled Bills begs leave to report that it has examined the following bills:

H. 414. To amend Sec. 6 of an act entitled "An act to provide for elections to authorize any county in the State to levy and collect a special county tax for public school purposes not to exceed thirty (30) cents on each one hundred dollars (\$100) worth of taxable property in such county; to authorize any school district, in any county that may be levying special county taxes for school purposes of not less than thirty (30) cents on each one hundred dollars (\$100) worth of taxable property in such county, to levy a special district tax for school purposes not to exceed thirty (30) cents on each one hundred dollars (\$100) worth of taxable property in such school district; and to authorize boards of education to issue interest bearing warrants to erect, repair and equip school buildings and to otherwise improve school facilities," approved February 13, 1919.

Also:

H. 798. For the relief of E. R. Bradford.

Also:

H. 408. To amend section 1067 of the Political Code of Alabama.

Also:

H. 853. To amend an act entitled an act "To ratify, confirm and validate the census of the cities and towns in the State of Alabama, of seven (7,000) thousand inhabitants and less, where the same has been taken as provided by the Code of Alabama, 1907, and the report of the same filed in the office of the secretary of State." Approved April 4th, 1911.

Also:

H. 937. To provide for the payment of expenses for automobiles for the use of sheriffs in the discharge of their duties as such in counties of not less than 53,401, nor more than 58,501

population, according to the Federal census of 1910, or according to any subsequent Federal census.

Also:

H. 1125. To amend subdivision 84 of section 361 of an act to provide for the general revenue of the State of Alabama, approved September 10th, 1919.

Also:

H. 465. To amend an act to provide for the registration of electors.

Also:

H. 978. To provide for the payment of ex-officio fees to clerks to circuit courts in all counties of this State having at the last Federal census or any subsequent Federal census a population of not less than 53,401 and not more than 58,401.

Also:

H. 832. To authorize and direct the sheriff of Marengo county to employ a janitor to keep the courthouse and grounds of said county in a cleanly and sanitary condition; and to authorize and direct the county depository of county funds, or other authority disbursing the funds of said county to pay the monthly salary of said janitor on warrants issued therefor by the probate judge of said county.

And finds same correctly enrolled.

B. deG. Waddell,
Acting Chairman.

SIGNING OF BILLS.

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing report of the Committee on Enrolled Bills.

CERTIFICATE OF CLERK.

To the House of Representatives:

I hereby certify that the bills and House joint resolution hereinafter mentioned were delivered to the executive department on the dates and hours named and that I hold the receipts of the executive department for same:

September 23, 1919, 11:30 A. M.:

H. 619, H. 761, H. 744, H. 877, H. 968, H. 710, H. 709, H. 793, H. 895, H. 712, H. 952, H. 665, H. 995, H. 951, H. J. R. 121,

September 23, 1919, 5:15 P. M.:

H. 414, H. 798, H. 408, H. 853, H. 937, H. 1125, H. 465, H. 978, H. 832.

Fred H. Gormley,
Clerk.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following joint resolution:

By Mr. Carmichael:

S. J. R. 153. Resolved by the Senate, the House concurring, That when the two houses adjourn today it be till Thursday, September 25, 1919; when when adjournment is had on Thursday, it be till Saturday, September 27, and that the Legislature adjourn sine die on Saturday, September 27, 1919.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Alexander, the House concurred in and adopted S. J. R. 153, set out in the above and foregoing message from the Senate.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The President and presiding officer of the Senate having signed the following Senate bills, your signature thereto is requested:

S. 400. To fix the salary of the several circuit judges in Alabama.

S. 279. To fix the compensation of members of the courts of county commissioners and boards of revenue in all counties having a population of not less than 30,900 and not more than 30,975 according to the last Federal census or any future Federal census and to provide for the payment of the same.

S. 497. To provide for the election of county road engineers in counties having a population of not less than eighty thousand, nor more than eighty-two thousand, according to the Federal census of 1910, or any subsequent Federal census, and to fix their duties and compensation and to make the county solicitor or his assistant the legal advisor for the county board of revenue and the county road engineer.

W. F. Miller,
Secretary.

SIGNING OF SENATE BILLS.

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing message from the Senate.

BILLS ON THIRD READING.

S. 414. To provide for the reading of the Holy Bible in the schools in ~~Alabama~~ that are supported in part or in whole by public funds and to provide for the enforcement of the same.

Was read a third time at length and passed.

Yeas, 68; nays, 14.

Yeas:

Messrs:

Mr. Speaker	Cliett	Harrison	Orr
Adams	Cobbs	Hawkins	Pittman
Albright	Collins	Holmes (Elmore)	Preston
Alexander	Crump	Howle	Reynolds
Allen	Dansby	Ingram	Robertson
Andrews	Dickson	Jones (Montgomery)	Salter
Arnold	Dodson	Lawson	Shaw
Austin	Edwards (Dallas)	Lee (Butler)	Smith
Baker	Ellis (Bullock)	Lee (Perry)	Sparks
Barganier	Ellis (Elmore)	Lewis	Stewart
Blunt	Fletcher	Long (Sumter)	Stoddard
Bracken	Gilbert	Longshore	Tompkins
Brindley	Graham (Autauga)	Lynne	Tunstall
Burks	Graham (Clarke)	Matthews (Wilcox)	Whorton
Carnley	Guy	Milford	Williams
Christian	Hall (Henry)	Murphree	Wilson
Clayton	Hall (Marion)	McLeod	Woodard

—68

Nays:

Messrs:

Christopher	Johnson	Seale	Truss
Edwards (Pike)	Long (Butler)	Sherrod	Van de Graff
Faulk	McDonald	Simpson	Waddell
Hare	Oliver		

—14

S. 247. To establish a child welfare department for the State of Alabama, to prescribe its duties, functions and powers, to provide for the appointment of an executive and other officers of such department, to define their duties, to provide for their compensation, and to provide for the maintenance and other expenses of such department.

Was taken up. Mr. Tunstall offered the following amendment to the bill:

Amend the title by adding thereto the following:

"And confer on said department all the duties, power and authority heretofore conferred on the State prison inspector so far as his duties, power and authority relate to children under 16 years of age.

And the amendment was adopted.

Yeas, 63; nays, 2.

Yeas:

Messrs:

Mr. Speaker	Dansby	Jones (Montgomery)	Reynolds
Adams	Dickson	Johnson	Robertson
Albright	Edwards (Pike)	Lee (Butler)	Salter
Alexander	Ellis (Bullock)	Lee (Perry)	Seale
Allen	Gilbert	Long (Butler)	Shaw
Arnold	Graham (Autauga)	Long (Sumter)	Sherrod
Baker	Graham (Clarke)	Longshore	Stewart
Barganier	Hall (Henry)	Lynne	Stoddard
Blunt	Hall (Marion)	Matthews (Wilcox)	Tompkins
Bracken	Hale	Milford	Tunstall
Burks	Hare	Murphree	Waddell
Carnley	Hawkins	McLeod	Whorton
Christian	Hollis	Orr	Williams
Clayton	Holmes (Baldwin)	Parker	Wilson
Cliett	Howle	Partridge	Woodard
Collins	Ingram	Preston	

—63

Nays:

Messrs:

Faulk McDonald

—2

And the bill:

S. 247. To establish a child welfare department for the State of Alabama, to prescribe its duties, functions and powers, to provide for the appointment of an executive and others officers of such department, to define their duties, to provide for their compensation, and to provide for the maintenance and other expenses of such department.

As amended, was read a third time at length and passed.

Yeas, 65; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Burks	Ellis (Elmore)	Howle
Adams	Calvert	Fletcher	Ingram
Albright	Christian	Gilbert	Jones (Escambia)
Alexander	Christopher	Graham (Clarke)	Jones (Montgomery)
Allen	Cliett	Guy	Johnson
Andrews	Cobbs	Hall (Marion)	Lawson
Baker	Collins	Hale	Lee (Perry)
Barganier	Dansby	Hare	Lewis
Blunt	Dickson	Harrison	Long (Sumter)
Brindley	Edwards (Dallas)	Holmes (Baldwin)	Lynne

Matthews (Wilcox)	Pittman	Seale	Trammell
Milford	Preston	Shaw	Tunstall
Murphree	Reynolds	Simpson	Van de Graff
McDonald	Robertson	Smith	Williams
McLeod	Ross	Stoddard	Wilson
Parker	Russell	Tompkins	Woodard
Partridge			

—65

S. 531. (With substitute.) To prescribe the various classes that may be issued by corporations, to declare the rights, powers and limitations of the holders of the same, and to prescribe the methods of authorizing the issue thereof, and to provide a remedy against any unauthorized or illegal issue thereof heretofore or hereafter made, and a statute of limitations barring that or any other remedy against the same.

Was taken up. The question was upon the adoption of the substitute reported by the Standing Committee on Judiciary, said substitute being as follows:

A BILL

To be entitled an act to prescribe the various classes of stock that may be issued by corporations, to declare the rights, powers and limitations of the holders of the same, and to prescribe the methods of authorizing the issue thereof, and to provide a remedy against any unauthorized or illegal issue thereof heretofore or hereafter made, and a statute of limitations barring that or any other remedy against the same.

Be it enacted by the Legislature of Alabama:

Section 1. That any corporation heretofore or hereafter organized under the laws of the State of Alabama shall have power to create or authorize and provide for the issue of two or more kinds of stock of such classes, (including debenture stock and preferred stock of one or more classes), in such proportions as between the different classes of stock, which such designations, preferences, (including preferences as to dividends and assets), voting power or restrictions or qualifications thereof, or without voting power, (except as to the creation of bonded indebtedness, the increase of bonded indebtedness, the increase of capital stock and the issuance of preferred stock), and with such rights of redemption, retirement and conversion, and provisions as to security, as shall be stated or expressed in the certificate of incorporation or in any certificate of amendment thereof or in a joint agreement of merger or consolidation adopted as provided by the laws of Alabama; and the power to increase or decrease the stock of the corporation by joint agreement of merger or consolidation or otherwise, as provided by the laws of Alabama, shall apply to all or any of the classes of stock.

Section 2. Stock of a class preferred in any respect over stock of any other class may be created or authorized by provision in the original certificate of incorporation as fixed or may be created or authorized at any time or from time to time after the filing of such original certificate with the consent of the owners of two-thirds of the capital stock of the corporation at the time outstanding and such consent may be expressed in an amendment of the original certificate of incorporation or in a joint agreement of merger or consolidation duly adopted and filed in the office of the secretary of State as provided by law, or at a meeting of the stockholders called for the purpose and if at such meeting the persons owning two-thirds of the capital stock vote in favor of creating or authorizing the issue of stock so preferred, the proceedings of the meeting shall be reduced to writing and certified by the president or chief executive officer and by the secretary of the corporation under the corporate seal, and filed and recorded in the office of the probate judge of the county in which is located the principal place of business of the corporation as designate in its certificate of incorporation or any amendment thereof or joint agreement of merger or consolidation and in the office of the secretary of State. Before the issuance of any stock of the corporation so preferred, each stockholder shall be first offered and entitled to the privilege of taking such stock so preferred in the same proportion as his holdings of common stock, or such less amount, if any, as he may desire within thirty days of such offer, before the stock so preferred is offered for sale to the public, unless otherwise provided in the certificate of incorporation or any amendment thereof or joint agreement of merger or consolidation. Any corporation with existing provisions in its charter or certificate of incorporation or any amendment thereof or joint agreement of merger or consolidation with reference to the issue of preferred stock or increase of stock or the terms and conditions upon which preferred stock has been or may be issued, may issue or increase its preferred or common stock in accordance with the provisions of its said charter or certificate of incorporation or any amendment thereof or joint agreement of merger or consolidation; provided, only, that no preferred stock other than that created or authorized in the original certificate of incorporation shall be issued unless such stock has been created or authorized by a vote of the holders of two-thirds of the capital stock as aforesaid and any increase in the authorized amount of preferred stock shall be by proceedings as provided by the laws of Alabama.

Section 3. Any corporation heretofore or hereafter organized under the laws of the State of Alabama, other than building

and loan associations, insurance companies, banks and trust companies, may, if so provided in its certificate of incorporation or any amendment thereof or joint agreement of merger or consolidation duly adopted as provided by the laws of Alabama, issue shares of stock, either common or preferred, without any nominal or par value. Every share of such stock without nominal or par value shall be equal to every other share of such stock, except that the certificate of incorporation or any amendment thereof or joint agreement of merger or consolidation may provide that such stock shall be divided into different classes with such preferences, designations and voting powers or restrictions or qualifications thereof as shall be stated therein, but all common stock issued shall be subordinate to the preferences given to preferred stock, if any. Unless otherwise provided in the certificate of incorporation or any amendment thereof or joint agreement of merger or consolidation, stockholders shall be entitled to one vote for each share of such stock owned by them and may vote either in person or by proxy. Stock without any nominal or par value may be issued by the board of directors of the corporation from time to time for such consideration as may be fixed from time to time by the board of directors thereof, pursuant to authority conferred in the certificate of incorporation or any amendment thereof or joint agreement of merger or consolidation, or if such authority is not so conferred, then pursuant to authority of the holders of two-thirds of the stock then outstanding and entitled to vote given at a meeting called for that purpose in such manner as shall be prescribed by the by-laws, and any or all of such shares so issued, the full consideration for which has been paid or delivered, shall be deemed fully paid stock and not liable to any call or assessment thereon, and the holder of such shares shall not be liable for any further payments on account thereof either to the corporation or to its creditors. The preferences, rights, limitations, privileges and restrictions incident to stock without nominal or par value may be stated in dollars and cents per share in respect to shares of stock issued in pursuance of the provisions of this act. Nothing in this act contained shall be construed as excepting or relieving a corporation from any requirement of law as to the amount in dollars of paid in capital in cash or otherwise which it must have at the time of its organization.

Section 4. In any case in which the law requires that the par value of the shares of stock of a corporation be stated in any certificate or paper, it shall be stated in respect of such shares that such shares are without par value, and wherever the amount of stock authorized or issued is required to be stated the

number of shares authorized or issued shall be stated, and it shall also be stated that such shares are without par value. For the purpose of the taxes prescribed to be paid on the filing of any certificate or other paper relating to corporations, and of franchise taxes prescribed to be paid by corporations to the State of Alabama, but for no other purpose, such shares shall be taken to be of the value of one hundred dollars per share.

Section 5. Jurisdiction is hereby conferred upon courts having equity jurisdiction, to be invoked by appropriate bill, to determine the validity or invalidity of any stock in corporations, heretofore or hereafter authorized or issued, and to correct or cancel the same, and any certificate issued therefor, when such validity or invalidity depends upon the proportions between the amount of preferred and common stock under the provisions of any law heretofore existing, or the issue of stock without the consent of the necessary number of stockholders, or the issue of stock without the filing of any certificate required by law to be filed, or any defect, insufficiency or irregularity in the proceeding authorizing the issue of such stock or in any such certificate. But all actions hereunder, or under any existing law or laws heretofore enacted for the purpose herein specified, or under any existing right or cause of action at common law or in equity with respect to the matters herein specified, which have not at the date of the approval of this act already been barred, shall be barred unless brought within one year after the approval of this act as to stock heretofore issued or authorized to be issued, and shall be barred within one year from the date of the issue or the authorization of the stock as to stock hereafter issued or authorized to be issued, and in the event no such action is brought within the time hereinabove specified, such stock shall thereafter be valid for all purposes as fully and to the same extent as if issued and authorized by due authority and pursuant to law.

Section 6. Section 3479 of the Code of Alabama of 1907, and all other sections or parts of sections of said Code inconsistent herewith, and all acts or parts of acts inconsistent herewith, are hereby repealed.

And the substitute was adopted.

Yeas, 67; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Barganier	Clayton	Edwards (Dallas)
Albright	Blunt	Cliett	Edwards (Pike)
Alexander	Brindley	Cobbs	Ellis (Elmore)
Allen	Burks	Collins	Fletcher
Austin	Carnley	Dansby	Gilbert
Baker	Christian	Dickson	Graham (Autauga)

Guy	Lawson	Orr	Sparks
Hall (Henry)	Lee (Butler)	Parker	Stoddard
Hall (Marion)	Lee (Perry)	Partridge	Tompkins
Hare	Long (Sumter)	Preston	Trammell
Harrison	Longshore	Reynolds	Truss
Hawkins	Lynne	Robertson	Tunstall
Holmes (Baldwin)	Matthews (Wilcox)	Ross	Van de Graff
Howle	Milford	Russell	Williams
Ingram	Murphree	Seale	Wilson
Jones (Escambia)	McDonald	Shaw	Woodard
Johnson	McLeod	Sherrod	

—67

And the bill:

S. 531. To prescribe the various classes of stock that may be issued by corporations, to declare the rights, powers and limitations of the holders of the same, and to prescribe the methods of authorizing the issue thereof, and to provide a remedy against any unauthorized or illegal issue thereof heretofore or hereafter made, and a statute of limitations barring that or any other remedy against the same.

As amended by the substitute, was read a third time at length and passed.

Yeas, 67; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Johnson	Robertson
Albright	Edwards (Dallas)	Lawson	Ross
Alexander	Edwards (Pike)	Lee (Butler)	Russell
Allen	Ellis (Elmore)	Lee (Perry)	Seale
Austin	Fletcher	Long (Sumter)	Shaw
Baker	Gilbert	Longshore	Sherrod
Barganier	Graham (Autauga)	Lynne	Sparks
Blunt	Guy	Matthews (Wilcox)	Stoddard
Brindley	Hall (Henry)	Milford	Tompkins
Burks	Hall (Marion)	Murphree	Trammell
Carnley	Hare	McDonald	Truss
Christian	Harrison	McLeod	Tunstall
Clayton	Hawkins	Orr	Van de Graff
Cliett	Holmes (Baldwin)	Parker	Williams
Cobbs	Howle	Partridge	Wilson
Collins	Ingram	Preston	Woodard
Dansby	Jones (Escambia)	Reynolds	

—67

S. 380. To provide for the issuance of certificates or licenses to persons who have practiced dentistry or dental surgery in the State of Alabama for twenty years or more, and to fix the fee for issuing same.

Was taken up. Mr. Stoddard offered the following amendment to the bill:

Amend the bill by adding thereto section 21½. That all bona fide practitioners of dentistry who have regularly practiced den-

tistry for twenty years or more in one county of this State, and who shall present satisfactory proof of his residence in the county and his continued practice of the profession of dentistry in the county of his residence for more than twenty years shall be relieved of the payment of the fee of \$25.00 named in section 2 of the bill, and it shall be the duty of such practitioner to make proof of his residence in the county and of the continued practice of the profession of dentistry in the county of his residence, before the judge of probate of the county, and upon the making of such proof, the judge of probate shall record the same in his office, and the person making such proof may continue the practice of dentistry without the payment of any other fee except the charges made by the judge of probate for recording the proof in his office which fee shall be governed by the general law of the State for recording other instruments.

And the amendment was adopted.

Yeas, 62; nays, 2.

Yeas:

Messrs:

Mr. Speaker	Dansby	Ingram	Partridge
Adams	Dickson	Jones (Escambia)	Pittman
Albright	Dodson	Johnson	Reynolds
Alexander	Edwards (Dallas)	Lawson	Ross
Andrews	Edwards (Pike)	Lee (Butler)	Russell
Arnold	Ellis (Bullock)	Lee (Perry)	Seale
Austin	Gilbert	Long (Sumter)	Shaw
Blunt	Graham (Autauga)	Longshore	Simpson
Bracken	Graham (Clarke)	Lynne	Stewart
Brindley	Hall (Henry)	Matthews (Wilcox)	Stoddard
Carnley	Hall (Marion)	Milford	Tompkins
Christian	Hale	Murphree	Trammell
Christopher	Hawkins	McDonald	Williams
Clayton	Hollis	McLeod	Wilson
Cliett	Holmes (Baldwin)	Parker	Woodard
Collins	Howle		

—62

Nays:

Messrs:

Burks Jones (Montgomery)

—2

And the bill:

S. 380. To provide for the issuance of certificates or licenses to persons who have practiced dentistry or dental surgery in the State of Alabama for twenty years or more, and to fix the fee for issuing same.

As amended, was read a third time at length and passed.

Yeas, 62; nays, 2.

Yeas:

Messrs:

Mr. Speaker	Dansby	Lewis	Russell
Adams	Dickson	Long (Sumter)	Salter
Albright	Dodson	Longshore	Seale
Alexander	Edwards (Dallas)	Lynne	Shaw
Allen	Fletcher	Matthews (Wilcox)	Sherrod
Andrews	Gilbert	Milford	Smith
Austin	Graham (Autauga)	Murphree	Stoddard
Barganier	Graham (Clarke)	McLeod	Tompkins
Blunt	Guy	Orr	Trammell
Brindley	Hall (Henry)	Parker	Tunstall
Calvert	Hall (Marion)	Partridge	Van de Graff
Carnley	Hale	Pittman	Whorton
Christian	Hawkins	Preston	Williams
Christopher	Hollis	Robertson	Wilson
Cliett	Johnson	Ross	Woodard
Crump	Lawson		

—62

Nays:

Messrs:

Burks	Jones (Montgomery)
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—2

S. 105. To appropriate the further sum of seventy-five hundred (\$7,500.00) dollars, or so much thereof as may be necessary to pay for the transportation of troops of the Alabama National Guard that were heretofore and prior to September 29th, 1915, transported by railroad common carriers on the request or order of the governor or the adjutant general of Alabama, reimbursement for which, on account of the deficiency of the appropriation for that purpose as heretofore made by the act, approved September 29th, 1915, entitled, "An act to appropriate the sum of seven thousand four hundred and fifty-six and seven one-hundredths (\$7,456.07) dollars to pay for the transportation of troops of the Alabama National Guard heretofore transported by railroad common carriers on the request or order of the governor or adjutant general," has not been made in full to said carriers.

Was read a third time at length and passed.

Yeas, 64; nays, 4.

Yeas:

Messrs:

Mr. Speaker	Bracken	Dansby	Hall (Henry)
Adams	Brindley	Dickson	Hall (Marion)
Alexander	Burks	Edwards (Dallas)	Hare
Allen	Carnley	Edwards (Pike)	Harrison
Andrews	Christian	Ellis (Elmore)	Hollis
Arnold	Christopher	Fletcher	Holmes (Baldwin)
Austin	Cliett	Gilbert	Ingram
Baker	Cobbs	Graham (Autauga)	Jones (Escambia)
Blunt	Collins	Guy	Jones (Montgomery)

than thirty thousand nine hundred and thirty-five, nor more than thirty thousand nine hundred and eighty.

H. 690. To amend an act entitled an act to require the bodies of all dead animals to be burned or buried and to provide a penalty for the failure to do so, approved Sept. 22, 1915.

H. 365. To ratify, confirm and legalize an election held in Coosa county, Alabama, on the 7th day of November, 1916, to determine the question whether or not the work of tick eradication shall be taken up in Coosa county under the State live stock sanitary board as provided by law, and to ratify, confirm and legalize the notice or proclamation issued by the live stock sanitary board of Alabama declaring in effect the regulations adopted by the live stock sanitary board of Alabama, in the county of Coosa, and to declare in full effect all the regulations adopted by the live stock sanitary board of Alabama, in said county of Coosa, in the State of Alabama, together with the laws of the State pertaining to the same.

H. 607. To create and designate an additional State trunk road No. 5 to extend from Fort Payne, Alabama, to Scottsboro, Alabama, and confer upon said road all of the rights and privileges now extended to trunk roads in this State.

H. 560. To further prescribe the duties of the supernumerary judge of Alabama.

H. 730. To require the members of the commissioners court of Crenshaw county, Alabama, to execute bond for the faithful performance of their official duties.

H. 1030. To prescribe and regulate the payment of certain claims registered against the fine and forfeiture funds of St. Clair county, when there are such funds in the hands of the county treasurer or any bank or individual who are discharging the duties of county treasurer and to give notice to such persons there are funds in the hands of such treasurer for the payment of claims by publication in county newspaper for two weeks.

H. 641. To provide for the establishment, discontinuance, construction, use, working and maintenance of the public roads and bridges of Fayette county, Alabama; to define the duties and powers of the court of county commissioners, or other governing body of Fayette county with regard to the same; to fix penalties for the violations of the rules, regulations and laws of the court of county commissioners or other like governing body of said county; to provide for the better building, maintenance and protection of the public roads and bridges of Fayette county; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect; to provide for the more efficient working, construction and repair of the public roads and

bridges in Fayette county, Alabama; to provide for the appointment of road foremen in the several precincts in the county, and to fix their compensation and define their duties and powers and penalties for violations thereof; to provide for a commutation fee in lieu of working the roads; to provide for the levy of a special tax of five per cent of one-fourth of one per centum now allowed by law on all taxable property, to be used exclusively for maintaining and repairing public roads and bridges in Fayette county; to create a separate and special road fund for said county and to prevent obstruction and damage to the public roads and bridges of said county, and to provide penalties for all violations of the road laws.

H. 852. To authorize the commissioners' court of Conecuh county, Alabama, to pay out of the general fund of said county to the tax assessor of said county, the sum of six hundred dollars per annum for extra assistance in his said office.

H. 553. To provide for the revision, codification, digesting, and promulgation of the public statutes of this State, both civil and criminal.

H. 771. To create for the county of Conecuh and State of Alabama the office of county solicitor and to provide for his election by the qualified electors of said county; to prescribe his qualifications and duties, and to fix his compensation as such officer and how the same shall be paid; and to provide for the length of time which he shall hold office.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and passed the following bill and ordered same sent forthwith to the House without engrossment

S. 679. To further provide for and regulate the safekeeping, care and custody of prisoners in jail, and to provide for the hygiene sanitation cleanliness healthfulness management and security of all jails including town and city jails in towns and cities having a population of less than ten thousand and to further prescribe and define the duties of the State prison inspector, and to provide for the compensation of deputy jailers, watchman or guards in certain cases and under certain conditions.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee, as follows:

Revision of Laws, S. 679.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate accedes to the request of the House for a Committee of Conference on the disagreement of the two houses on the Senate amendment to the bill:

H. 401. To create a State highway department; to define its powers and duties; to authorize State aid in the construction and maintenance of public roads and bridges; to create a State highway fund and to provide for its expenditure; to impose certain duties upon county and municipal officials and to provide a penalty for their failure to discharge same; to authorize the State highway department to work State convicts upon public roads and bridges as is now or may hereafter be provided by law; to assent to the act of Congress approved July 11, 1916, known as the "Federal aid law" and to authorize the State highway department to co-operate with the United States government in the construction and maintenance of rural post roads; and to repeal the act approved April 5, 1911, entitled "An act to provide for the creation of a State highway commission, defining its powers, duties and compensations, and methods to be adopted for control of same and for appropriation and maintenance of the same and to give State aid and State supervision over all public roads, culverts and bridges of the State for construction of a permanent nature and the maintenance thereof wherein any portion of the appropriation hereinafter made shall be used for such purpose; and to make an appropriation therefor out of the net revenue of the convict fund of the State and from other sources.

And the President of the Senate names as conferees on the part of the Senate, Messrs. Rogers of Sumter, Evins and Tally.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted the following House resolution.

H. J. R. 10. Relates to establishment of the Bankhead national highway.

And returns same herewith to the House.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bills and returns same herewith to the House:

H. 1041. To vacate and annul the street or alley in the town of Livingston, Alabama, leading from the Wetmore Lane, near the residence of Marcellus Speight, by the residence formally owned by Mrs. Matilda Greene, and intersecting with the street leading from the Livingston and Gainesville road, to the Hopkins place, also the street of alley leading from the Livingston and Gainesville road in the direction of the colored Baptist church, and lying between the campus of the Alabama Normal College and the property formally owned by Miss Julia Tutwiler, and known as the "Twin Gables."

H. 801. To amend section 1 of an act entitled an act to designate certain public roads in the State of Alabama as State trunk roads and provide the manner in which such roads shall be located, improved and maintained, approved September 10th, 1915.

H. 899. To amend section one of an act entitled an act to establish a charter for the town of Gordo, Pickens county, approved December 7th, 1900.

H. 763. To authorize the payment of all fees of solicitors in misdemeanor cases in certain counties into the county treasury for the use of the county.

H. 33. To amend section 3310 of the Code of Alabama of 1907.

H. 450. To amend section 3610 of the Code.

H. 98. To submit to the qualified voters of Alabama, at a special election to be held ninety days after the final adjournment of the Legislature of Alabama and upon the call of the governor, for their consideration an amendment to the Constitution of Alabama in substance and to the effect that certain persons who served in the military or naval service of the United States for a period of not less than four months between January 1, 1917, and November 11, 1918, shall be exempted from the payment of all poll taxes until September 30, 1923.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in the House amendment to:

S. 247. To establish a child welfare department for the State of Alabama, to prescribe its duties, functions and powers, to provide for the appointment of an executive and other officers of such department, to define their duties, to provide for their compensation and to provide for the maintenance and other expenses of such department.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate has passed the following House bills and returns same herewith to the House :

H. 766. To regulate the manufacture, sale, offering for sale, and other disposition of insecticides and fungicides in the State of Alabama and to provide means and penalties therefor and to provide disposition of funds arising therefrom.

H. 471. For the relief of Rev. J. E. Deer, of Escambia county, Alabama.

H. 884. To fix the compensation of circuit solicitors in all circuits of the State of Alabama which are now composed, or which may hereafter be composed of only one county and having two judges.

H. 820. For the relief of R. H. Hudson, of Robinson Springs, Alabama, and to appropriate and pay to him the sum of \$110.65.

H. 323. To provide for the establishment, discontinuance, construction, use, working and maintenance of the public roads and bridges of Lamar county, Alabama. To define the duties and powers of the court of county commissioners of Lamar county with regard to same, and to fix penalties for violation of the rules and regulations of the public road law of Lamar county and the State of Alabama.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate has originated and passed the following bill and ordered same sent forthwith to the House without engrossment :

S. 755. To amend section 29 of "An act to prescribe the qualifications of jurors and regulate the selection, drawing and summoning of jurors, and to prescribe the qualifications and provide for the appointment of jury commissioners and clerks of such commissions and regulate the empanelling of grand and petit juries in all the courts of this State."

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee, as follows :

Revision of Laws, S. 755.

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate has originated and passed the following bill:

S. 767. To amend sections 1, 3, 4, 5, and 7 of an act entitled, "An act to regulate the sale of food and drugs in the State of Alabama and to provide for the enforcement and inspectors and prescribe penalties for violation thereof," approved August 26, 1909.

And sends same herewith to the House without engrossment.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate bill, the title to which is set out in the above and foregoing message from the Senate, was read one time and referred to appropriate standing committee, as follows:

Agriculture, S. 767.

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate has passed the following House bills and returns same herewith to the House:

H. 561. To authorize the attorney general to direct the solicitor of certain circuits to perform the duties of solicitor of the nineteenth judicial circuit.

H. 806. To authorize the court of county commissioners, the board of revenue and road commissioners, or like body, in each county in this State to provide telephones for the offices of clerks and registers of the circuit court, the office of the sheriff, and the office of the jailer and judge of probate, in their respective counties."

H. 204. To authorize counties, through their county commissioners, boards of revenue or other governing bodies, to adopt a budget system and to make appropriations to meet expenses thereunder; to issue certificates when requested to holders of claims which have been passed and allowed prior to the approval of this bill bearing interest, and providing for the payment of said claims.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate has concurred in and adopted the amendments proposed by his excellency, the governor, to the following House bills:

H. 777. To provide for the more efficient construction of the public roads and bridges of Crenshaw county, Alabama; to provide for raising revenue for the same; to levy a vehicle license tax on automobiles, motor trucks and all motor vehicles owned and operated by citizens of Crenshaw county, Alabama; to prescribe the duties of the tax assessor and tax collector of said county under this act; to provide penalties and punishment for the violation of this act, and to repeal conflicting laws.

Also:

H. 880. To provide for the construction, maintenance and control of the public roads and bridges of all counties in the State of Alabama having a population of not less than 27,155 and not more than 27,200 by the last or any subsequent Federal census, to further define the duties of the courts of county commissioners, or like governing bodies, of all such counties; to provide for the levy and collection of a vehicle license tax; to provide for the levy and collection of a per capita road tax in commutation of road duty; and to regulate the performance of road duty in such counties by the citizens thereof.

And returns same herewith to the House.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bills and returns same herewith to the House:

H. 748. To amend section two of an act entitled "An act to authorize the holding of elections by municipal corporations in the State of Alabama, for the purpose of obtaining authority to issue bonds, for public purposes herein defined, and to provide for holding such elections, and declaring the result thereof, and to authorize the issue of such bonds when a majority of the voters participating in such elections vote in favor of the issue of such bonds, and regulate the issue, execution, sale and security of such bonds," approved August 26, 1909, as amended by an act approved February 20, 1915.

H. 1067. To establish a board of revenue for Madison county, and to abolish the court of county commissioners thereof, and to provide for the better working of the public roads of said county.

W. F. Miller,
Secretary.

BILLS ON THIRD READING.

H. 1085. To make appropriations for ordinary expenses for the executive, legislative and judicial departments of the State for the interest on the public debt and for the public schools.

Was taken up. Mr. Tunstall moved that the House resolve itself into a Committee of the Whole for the purpose of considering said bill. The motion prevailed, and the House resolved itself into a Committee of the Whole and Hon. Henry P. Merritt was elected chairman of the Committee of the Whole.

The committee rose and reported:

H. 1085. To make appropriations for ordinary expenses for the executive, legislative and judicial departments of the State for the interest on the public debt and for the public schools. favorably with the following amendment:

Amend by adding the following: Sec. A. There is hereby appropriated for the maintenance and support of the public schools three hundred and fifty thousand dollars for the fiscal year beginning October 1, 1919, and for each fiscal year thereafter the sum of five hundred thousand dollars.

And the amendment was adopted.

Yeas, 66; nays, 1.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Jones (Montgomery)	Pittman
Adams	Collins	Johnson	Preston
Alexander	Crump	Lee (Butler)	Ross
Allen	Dansby	Lee (Perry)	Russell
Andrews	Dickson	Lewis	Seale
Arnold	Ellis (Elmore)	Long (Butler)	Shaw
Austin	Faulk	Long (Sumter)	Sherrod
Baker	Fletcher	Longshore	Sparks
Barganier	Graham (Autauga)	Lynne	Stoddard
Blunt	Graham (Clarke)	Matthews (Wilcox)	Tompkins
Bracken	Hall (Marion)	Milford	Tunstall
Brindley	Hare	Murphree	Van de Graff
Burks	Harrison	McDonald	Waddell
Calvert	Hawkins	Orr	Williams
Carnley	Howle	Parker	Wilson
Christian	Ingram	Partridge	Woodard
Cliett	Jones (Escambia)		

—66

Nays:

Mr. Trammell—1.

Mr. Murphree offered the following amendment to the bill:

Amend bill so as to make amount appropriated for salary of marshal and librarian of the Supreme Court (\$3,000) three thousand dollars per annum.

And the amendment was adopted.

Yeas, 63; nays, 3.

Yeas:

Messrs:

Mr. Speaker	Collins	Jones (Escambia)	Robertson
Adams	Crump	Jones (Montgomery)	Ross
Alexander	Dansby	Lawson	Seale
Allen	Dickson	Long (Butler)	Shaw
Andrews	Ellis (Bullock)	Long (Sumter)	Sherrod
Arnold	Ellis (Elmore)	Longshore	Sparks
Austin	Faulk	Lynne	Stewart
Blunt	Gilbert	Matthews (Wilcox)	Stoddard
Bracken	Graham (Autauga)	Milford	Tompkins
Brindley	Hall (Marion)	Murphree	Tunstall
Burks	Hare	McDonald	Van de Graff
Calvert	Harrison	Orr	Waddell
Christian	Hawkins	Parker	Whorton
Christopher	Hollis	Partridge	Wilson
Cliett	Howle	Pittman	Woodard
Cobbs	Ingram	Preston	

—63

Nays:

Messrs:

Clayton	Lee (Butler)	Trammell
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—3

Mr. Murphree offered the following amendment to the bill:
Amend subdivision fifty-nine by striking out three thousand dollars (\$3,000) and inserting in lieu thereof four thousand dollars (\$4,000).

And the amendment was adopted.

Yeas, 63; nays, 3.

Yeas:

Messrs:

Mr. Speaker	Collins	Jones (Escambia)	Robertson
Adams	Crump	Jones (Montgomery)	Ross
Alexander	Dansby	Lawson	Seale
Allen	Dickson	Long (Butler)	Shaw
Andrews	Ellis (Bullock)	Long (Sumter)	Sherrod
Arnold	Ellis (Elmore)	Longshore	Sparks
Austin	Faulk	Lynne	Stewart
Blunt	Gilbert	Matthews (Wilcox)	Stoddard
Bracken	Graham (Autauga)	Milford	Tompkins
Brindley	Hall (Marion)	Murphree	Tunstall
Burks	Hare	McDonald	Van de Graff
Calvert	Harrison	Orr	Waddell
Christian	Hawkins	Parker	Whorton
Christopher	Hollis	Partridge	Wilson
Cliett	Howle	Pittman	Woodard
Cobbs	Ingram	Preston	

—63

Nays:

Messrs:

Clayton	Lee (Butler)	Trammell
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—3

Mr. Murphree offered the following amendment to the bill:
Amend subdivision sixty by striking therefrom three thousand dollars (\$3,000) and inserting in lieu thereof four thousand dollars (\$4,000).

And the amendment was adopted.

Yeas, 63; nays, 3.

Yeas:

Messrs:

Mr. Speaker	Collins	Jones (Escambia)	Robertson
Adams	Crump	Jones (Montgomery)	Ross
Alexander	Dansby	Lawson	Seale
Allen	Dickson	Long (Butler)	Shaw
Andrews	Ellis (Bullock)	Long (Sumter)	Sherrod
Arnold	Ellis (Elmore)	Longshore	Sparks
Austin	Faulk	Lynne	Stewart
Blunt	Gilbert	Matthews (Wilcox)	Stoddard
Bracken	Graham (Autauga)	Milford	Tompkins
Brindley	Hall (Marion)	Murphree	Tunstall
Burks	Hare	McDonald	Van de Graff
Calvert	Harrison	Orr	Waddell
Christian	Hawkins	Parker	Whorton
Christopher	Hollis	Partridge	Wilson
Cliett	Howle	Pittman	Woodard
Cobbs	Ingram	Preston	

—63

Nays:

Messrs:

Clayton	Lee (Butler)	Trammell	
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—3

Mr. Murphree offered the following amendment to the bill:
Amend subdivision one under the title judicial department by striking therefrom five thousand (5,000) dollars and inserting in lieu thereof six thousand five hundred (\$6,500) dollars.

And the amendment was adopted.

Yeas, 63; Nays, 3.

Yeas:

Messrs:

Mr. Speaker	Collins	Jones (Escambia)	Robertson
Adams	Crump	Jones (Montgomery)	Ross
Alexander	Dansby	Lawson	Seale
Allen	Dickson	Long (Butler)	Shaw
Andrews	Ellis (Bullock)	Long (Sumter)	Sherrod
Arnold	Ellis (Elmore)	Longshore	Sparks
Austin	Faulk	Lynne	Stewart
Blunt	Gilbert	Matthews (Wilcox)	Stoddard
Bracken	Graham (Autauga)	Milford	Tompkins
Brindley	Hall (Marion)	Murphree	Tunstall
Burks	Hare	McDonald	Van de Graff
Calvert	Harrison	Orr	Waddell
Christian	Hawkins	Parker	Whorton
Christopher	Hollis	Partridge	Wilson
Cliett	Howle	Pittman	Woodard
Cobbs	Ingram	Preston	

—63

Nays:

Messrs:

Clayton

Lee (Butler)

Trammell

—3

Mr. Murphree offered the following amendment to the bill:
Amend subdivision two under said title by striking therefrom five thousand dollars (\$5,000) and inserting in lieu thereof six thousand dollars (\$6,000).

And the amendment was adopted.

Yeas, 63; nays, 3.

Yeas:

Messrs:

Mr. Speaker

Adams

Alexander

Allen

Andrews

Arnold

Austin

Blunt

Bracken

Brindley

Burks

Calvert

Christian

Christopher

Cliett

Cobbs

Collins

Crump

Dansby

Dickson

Ellis (Bullock)

Ellis (Elmore)

Faulk

Gilbert

Graham (Autauga)

Hall (Marion)

Hare

Harrison

Hawkins

Hollis

Howle

Ingram

Jones (Escambia)

Jones (Montgomery)

Lawson

Long (Butler)

Long (Sumter)

Longshore

Lynne

Matthews (Wilcox)

Milford

Murphree

McDonald

Orr

Parker

Partridge

Pittman

Preston

Robertson

Ross

Seale

Shaw

Sherrod

Sparks

Stewart

Stoddard

Tompkins

Tunstall

Van de Graff

Waddell

Whorton

Wilson

Woodard

—63

Nays:

Messrs:

Clayton

Lee (Butler)

Trammell

—3

Mr. Murphree offered the following amendment to the bill:
Amend subdivision fifteen of the same title by striking therefrom three thousand dollars (\$3,000) and inserting in lieu thereof four thousand dollars (\$4,000).

And the amendment was adopted.

Yeas, 63; nays, 3.

Yeas:

Messrs:

Mr. Speaker

Adams

Alexander

Allen

Andrews

Arnold

Austin

Blunt

Bracken

Brindley

Burks

Calvert

Christian

Christopher

Cliett

Cobbs

Collins

Crump

Dansby

Dickson

Ellis (Bullock)

Ellis (Elmore)

Faulk

Gilbert

Graham (Autauga)

Hall (Marion)

Hare

Harrison

Hawkins

Hollis

Howle

Ingram

Jones (Escambia)

Jones (Montgomery)

Lawson

Long (Butler)

Long (Sumter)

Longshore

Lynne

Matthews (Wilcox)

Milford	Pittman	Sherrod	Van de Graff
Murphree	Preston	Sparks	Waddell
McDonald	Robertson	Stewart	Whorton
Orr	Ross	Stoddard	Wilson
Parker	Seale	Tompkins	Woodard
Partridge	Shaw	Tunstall	

—63

Nays:

Messrs:

Clayton	Lee (Butler)	Trammell	—3
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Mr. Murphree offered the following amendment to the bill:
Amend subdivision seventeen of the same title by striking therefrom the words "For every year" and inserting in lieu thereof "per annum until the expiration of the term of the present incumbent."

And the amendment was adopted.

Yeas, 63; nays, 3.

Yeas:

Messrs:

Mr. Speaker	Collins	Jones (Escambia)	Robertson
Adams	Crump	Jones (Montgomery)	Ross
Alexander	Dansby	Lawson	Seale
Allen	Dickson	Long (Butler)	Shaw
Andrews	Ellis (Bullock)	Long (Sumter)	Sherrod
Arnold	Ellis (Elmore)	Longshore	Sparks
Austin	Faulk	Lynne	Stewart
Blunt	Gilbert	Matthews (Wilcox)	Stoddard
Bracken	Graham (Autauga)	Milford	Tompkins
Brindley	Hall (Marion)	Murphree	Tunstall
Burks	Hare	McDonald	Van de Graff
Calvert	Harrison	Orr	Waddell
Christian	Hawkins	Parker	Whorton
Christopher	Hollis	Partridge	Wilson
Cliett	Howle	Pittman	Woodard
Cobbs	Ingram	Preston	

—63

Nays:

Messrs:

Clayton	Lee (Butler)	Trammell	—3
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Mr. Murphree offered the following amendment to the bill:
Amend subdivision fifty-four under the title miscellaneous appropriations by striking therefrom the words "supervisors of assessments" and inserting in lieu thereof "county tax adjusters."

And the amendment was adopted.

Yeas, 63; nays, 3.

Yeas:

Messrs:

Mr. Speaker	Alexander	Andrews	Austin
Adams	Allen	Arnold	Blunt

Bracken	Faulk	Long (Sumter)	Seale
Brindley	Gilbert	Longshore	Shaw
Burks	Graham (Autauga)	Lynne	Sherrod
Calvert	Hall (Marion)	Matthews (Wilcox)	Sparks
Christian	Hare	Milford	Stewart
Christopher	Harrison	Murphree	Stoddard
Cliett	Hawkins	McDonald	Tompkins
Cobbs	Hollis	Orr	Tunstall
Collins	Howle	Parker	Van de Graff
Crump	Ingram	Partridge	Waddell
Dansby	Jones (Escambia)	Pittman	Whorton
Dickson	Jones (Montgomery)	Preston	Wilson
Ellis (Bullock)	Lawson	Robertson	Woodard
Ellis (Elmore)	Long (Butler)	Ross	
—63			
<i>Nays:</i>			
Messrs:			
Clayton	Lee (Butler)	Trammell	—3

Mr. Murphree offered the following amendment to the bill:

Amend the bill by adding at the end thereof:

(58) For the payment of pensions of Confederate soldiers and sailors and their widows, one million four hundred thousand dollars for every year or so much thereof as may be necessary.

And the amendment was adopted.

Yeas, 63; nays, 3.

<i>Yeas:</i>			
<i>Messrs:</i>			
Mr. Speaker	Collins	Jones (Escambia)	Robertson
Adams	Crump	Jones (Montgomery)	Ross
Alexander	Dansby	Lawson	Seale
Allen	Dickson	Long (Butler)	Shaw
Andrews	Ellis (Bullock)	Long (Sumter)	Sherrod
Arnold	Ellis (Elmore)	Longshore	Sparks
Austin	Faulk	Lynne	Stewart
Blunt	Gilbert	Matthews (Wilcox)	Stoddard
Bracken	Graham (Autauga)	Milford	Tompkins
Brindley	Hall (Marion)	Murphree	Tunstall
Burks	Hare	McDonald	Van de Graff
Calvert	Harrison	Orr	Waddell
Christian	Hawkins	Parker	Whorton
Christopher	Hollis	Partridge	Wilson
Cliett	Howle	Pittman	Woodard
Cobbs	Ingram	Preston	
—63			
<i>Nays:</i>			
<i>Messrs:</i>			
Clayton	Lee (Butler)	Trammell	—3

And the bill:

H. 1085. To make appropriations for ordinary expenses for the executive, legislative and judicial departments of the State for the interest on the public debt and for the public schools.

As amended, was read a third time at length and passed.
Yeas, 65; nays, 2.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Howle	Peters
Adams	Collins	Ingram	Pittman
Alexander	Crump	Jones (Escambia)	Preston
Allen	Dansby	Jones (Montgomery)	Ross
Andrews	Dickson	Lawson	Seale
Arnold	Ellis (Elmore)	Lee (Butler)	Shaw
Austin	Faulk	Long (Sumter)	Sparks
Baker	Gilbert	Longshore	Stoddard
Blunt	Graham (Autauga)	Lynne	Tompkins
Bracken	Hall (Henry)	Matthews (Wilcox)	Tunstall
Brindley	Hall (Marion)	Milford	Van de Graff
Burks	Hardaway	Murphree	Waddell
Calvert	Hare	McDonald	Whorton
Carnley	Harrison	Orr	Williams
Christian	Hawkins	Parker	Wilson
Christopher	Holmes (Elmore)	Partridge	Woodard
Cliett			

—65

Nays:

Messrs:

Long (Butler) Trammell

—2

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in the House amendment to:

S. 531. To prescribe the various classes of stock that may be issued by corporations, to declare the rights, powers and limitations of the holders of the same, and to prescribe the methods of authorizing the issue thereof, and to provide a remedy against any unauthorized or illegal issue thereof heretofore or hereafter made, and a statute of limitations barring that or any other remedy against the same.

W. F. Miller,
Secretary.

NOTICE IN WRITING.

The following notice was given in writing:

NOTICE.

I hereby give notice that on the next legislative day I will offer a motion to rescind the joint rule adopted by the House on the twentieth legislative day, requiring that amendments to appropriation bill be considered by Committee of the Whole, and

that it shall be voted for by two-thirds of the members elected to the House, if the amendment increases the amount of an appropriation or add another than thereto.

A. S. Van de Graff.

ADJOURNMENT.

On motion of Mr. Long of Butler the House adjourned until 9 o'clock Thursday morning, September 25th.

FORTY-NINTH DAY.

House of Representatives,
Thursday, September 25th, 1919.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Rev. Preston, of the House.

ROLL CALL.

On a call of the roll of the House, the following members answered to their names.

Messrs:			
Mr. Speaker	Dansby	Jones (Montgomery)	Preston
Adams	Deese	Johnson	Ross
Albright	Dickson	Jordan	Russell
Alexander	Edwards (Pike)	Lawson	Salter
Allen	Ellis (Bullock)	Lee (Butler)	Seale
Andrews	Ellis (Elmore)	Lee (Perry)	Shaw
Arnold	Fletcher	Lewis	Sherrod
Baker	Gilbert	Long (Butler)	Simpson
Barganier	Graham (Autauga)	Long (Sumter)	Smith
Benners	Graham (Clarke)	Longshore	Sparks
Blunt	Guy	Lynne	Stewart
Bracken	Hall (Henry)	Matthews (Wilcox)	Stoddard
Brindley	Hall (Marion)	Milford	Tompkins
Burks	Hale	Murphree	Trammell
Calvert	Hardaway	McDonald	Truss
Carnley	Hare	McLeod	Tunstall
Christian	Hawkins	Oakley	Van de Graff
Christopher	Hollis	Oliver	Waddell
Clayton	Holmes (Baldwin)	Orr	Whorton
Cliett	Holmes (Elmore)	Parker	Williams
Cobbs	Howle	Partridge	Wilson
Collins	Ingram	Peters	Woodard
Crump	Jones (Marengo)	Pittman	

—91

A quorum was present.

BILLS REPORTED FAVORABLY.

Mr. Murphree, chairman of the Standing Committee on Judiciary, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

S. 410. To propose and submit to the qualified electors of the State of Alabama at the next general election to be held in and for said State a proposed amendment to the Constitution whereby the Legislature may make laws for the purpose of levying or collecting what is known as an inheritance tax on real and personal money, public and private securities of every kind in this State passing from any person who may die seized and possessed thereof, or of any part of such estate of any securities, or interest therein, transferred by the interstate laws of this State, or by will, deed, grant, bargain, sale or gift made or intended to take effect in possession after death of the grantor, deviser or donor and to exempt from such tax fifty thousand dollars.

S. 494. To amend section 3361 of the Code of Alabama of 1907.

S. 492. To amend section 2818 of the Code of Alabama, 1907.

S. 613. To authorize the introduction of certain evidence in the trial of all cases of homicide.

S. 582. To authorize the appointment and employment of State parole agents for persons convicted of felonies and under parole by the governor or board of pardons, or under suspended sentence by the courts, to prescribe their duties and powers and to provide for their compensation, expenses and removal from office and to provide for a State organization to encourage persons interested in the reformation of such convicts to act as local parole agents, without compensation but with necessary expenses to be paid.

S. 545. To confer upon boards of revenue in counties of this State having a population of not less than 82,000 and not more than 100,000 according to the latest Federal census the right to condemn lands or interests therein for the purpose of obtaining gravel or other road building material for the building and maintenance of public roads of the county, and to prescribe the procedure for same.

S. 676. To prescribe the amount of solicitors' fees in cases of conviction for carrying concealed a pistol about the person.

S. 677. To amend section 7798 of the Code of Alabama, 1907.

S. 760. To make the surety bond required of each of the several tax collectors of the State more secure by providing that

such bond shall be and operate as a lien on the property of the tax collectors' personal or individual sureties in cases where personal or individual sureties sign the bond, from the date of any default covered by the bond of any tax collector.

S. 759. To require the State income tax supervisor and certain officials under him to execute official bonds with surety for the faithful performance of their duties under the act entitled an act to provide for the general revenue of the State of Alabama, approved September, 1919.

S. 491. To amend section 1491 of the Code of Alabama.

S. 401. To provide the method of conveying real estate or any interest therein, which may be sold under any mortgage or deed of trust, or under any execution, or under the decree of any court.

S. 409. To authorize the admissability of parole evidence in the trial of causes involving violations of the stock law.

S. 506. To authorize the compiling of any or all fiduciary fees, and witness fees, in the hands of registers in chancery, probate judges and clerks of courts of record, in all counties of the State of Alabama which have a population of more than two hundred thousand, or which may hereafter have a population of more than two hundred thousand, which fees have been in the hands of any of such officials, or have been paid into their hands by any former official of whom they are the legal successor, and are unclaimed for a period of three years, and to provide for the payment of same by such officers into the treasury of their respective counties.

S. 533. To authorize and require boards of revenue or courts of county commissioners in all counties of this State having a population of more than 150,000, according to the last or any succeeding Federal census to provide each circuit judge with an adequate number of law books.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report:

S. 391. To prohibit the changing, altering, erasing or obliterating factory numbers on motor vehicle tires, and to make the possession of such tires with the factory numbers thereon changed, altered, erased or obliterated, prima facie evidence that such tires were stolen, and that the person in possession thereof knew that such tires were stolen.

S. 406. To amend chapter 193 of the Code of Alabama, 1907.

S. 578. To further define criminal conspiracy in this State.

S. 588. To authorize a justice of the peace or notary public and ex officio justice of the peace to issue a warrant in a felony case returnable to the county court and to regulate the costs in such cases.

S. 493. To authorize the recording, acknowledgment or probatation of bonds for title, or other written contracts, relating to lands and to prescribe the effect thereof.

S. 594. To authorize registers of the circuit court in circuits composed of only one county and having two or more circuit judges, or counties, now or hereafter, having a population of over 100,000 according to the last Federal census, to grant decrees pro confesso on bills or supplemental bills which are in default for want of answer on any day, in term time or vacation, and to issue all orders of publication to non-residents or where the address of defendants is unknown, in term time or vacation; or to issue any other process necessary to bring the defendant in to court as now provided by law; and to issue writs of granishment on judgments or decrees for payment of cost.

S. 614. To prohibit disconnecting or cutting loose of fences in certain cases and to make it a misdemeanor to do so.

S. 697. To abolish all county courts and the office of deputy solicitor in all counties in the State of Alabama, in which there is but one circuit judge, which counties alone constitute a judicial circuit, and repealing all laws or parts of laws in conflict with the provisions of this act, and providing when this act shall take effect.

S. 278. To amend section 3453 of the Code of Alabama of 1907.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report with amendment:

S. 596. (With amendment.) To regulate the holding of elections in all counties in this State having more than 35,000 population, according to the last or any succeeding Federal census.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report:

S. 761. To require every State official, or official holding office under the authority of the State, and who is paid a salary or receives pecuniary profit for his services as such official, and

whose office or post of duty is located in the capitol building or in the city of Montgomery, to reside or live in or sufficiently near to the city of Montgomery as that such office or post of duty shall be reasonably accessible to him daily, and to provide for the impeachment or removal of such official on failure to comply with the requirements of this act.

S. 679. To further provide for and regulate the safe keeping, care and custody of prisoners in jail, and to provide for the hygiene, sanitation, cleanliness, healthfulness, management and security of all jails including town and city jails, in towns and cities having a population or less than ten thousand, and to further prescribe and define the duties of the State prison inspector, and to provide for the compensation of deputy jailers, watchmen or guards in certain cases and under certain conditions.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report with amendment:

S. 755. (With amendment.) To amend section 29 of "An act to prescribe the qualifications of jurors and regulate the selection, drawing and summoning of jurors, and prescribe the qualifications and provide for the appointment of jury commissioners and clerks of such commissions and regulate the empaneling of grand and petit juries in all the courts of this State."

S. 658. (With amendment.) To require all companies, corporations, lessees, owners or receivers of any railroad or railway company operating passenger cars in this State to cause the doors and windows of such cars to be screened, under regulations to be adopted by the Alabama public service commission.

Mr. Brindley, chairman of the Standing Committee on Municipal Organizations, reported that said committee, in session, had acted on the following bill, and ordered the same returned to the House with a favorable report:

S. 626. To provide a method by which municipalities may assume the management, supervision and control of any street or part of street, which is or may hereafter be, under the management, supervision or control of courts of county commissioners or boards of revenue and road commissioners.

Mr. Lynne, acting chairman of the Standing Committee on Ways, Means and Appropriations, reported that said committee, in session, had acted on the following bills and ordered the same returned to the House with a favorable report:

S. 484. To authorize the clerk of the Court of Appeals of Alabama to employ an assistant and fix his salary.

S. 698. To require all county treasurers to receipt the dockets of all clerks, judges of probate, registers in chancery, sheriffs or any other officer of a court of record for all fees due the respective counties from said officers, where said officers now or may hereafter receive for their compensation a salary, and where said fees are due to be paid into the county treasury by said officers, and all fiduciary fees paid into the county treasury, as is provided by law.

S. 762. To provide for the collection and distribution of license, privilege, income and franchise taxes which are required to be prorated among the State and any of the counties, cities and towns thereof.

S. 763. To provide an appropriation for the relief of needy Confederate soldiers, sailors and their widows.

S. 764. For the relief of Honor McNicholas, John Muldowney, Mary Muldowney Walsh, Martin J. Muldowney, Andrew George Muldowney and Nora Muldowney O'Hara.

Mr. Long of Sumter, chairman of the Standing Committee on Agriculture, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with a favorable report:

S. 767. To amend sections 1, 3, 4, 5 and 7 of an act entitled, "An act to regulate the sale of food and drugs in the State of Alabama to provide for enforcement and inspectors and prescribe penalties for violation thereof," approved August 26, 1909.

Mr. Carnley, chairman of the Standing Committee on Temperance, reported that said committee, in session, had acted on the following bills, and ordered the same returned to the House with a favorable report:

S. 560. To provide for the payment of any fee or reward that is made payable by statute to any person who furnished the evidence that brought about the conviction of a person charged with unlawfully distilling or manufacturing or making prohibited liquors and beverages.

S. 653. To amend section 15 of an act "To further suppress the evils of intemperance; to restrict the receipt, possession and delivery of spirituous, vinous, malted, fermented or other intoxicating or prohibited liquors and beverages and fixing punishment and penalties," approved January 25th, 1919.

The above and foregoing bills were generally read a second time and placed on the calendar.

BILLS REPORED ADVERSELY.

Mr. Tompkins, chairman of the Standing Committee on Revision of Laws, reported that said committee, in session, had acted on the following bill and ordered the same returned to the House with an adverse report:

S. 397. To authorize, regulate and prescribe the manner of summoning by registered mail witnesses and jurors in any and all proceedings in any and all courts in this State.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and as amended has passed the following House bills:

H. 634. To prevent frauds and impositions upon the people of the State and to protect investors.

H. 974. To further provide for the prevention and suppression of diseases and parasites, among cattle, horses, mules, asses and hogs, such as hog cholera, glander, cattle fever tick, foot and mouth disease, and other infectious and communicable diseases and parasites by requiring all railroad cars in which animals are transported in Alabama, from points within the quarantined area as defined by the United States department of agriculture or by the State live stock sanitary board, to be cleaned and disinfected.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Shaw the House concurred in and adopted the Senate amendment to the bill, H. 634, said Senate amendment being as follows:

Amend section 9 of House bill 634 by Mr. Shaw, so as to read as follows:

"The provisions of this act shall not apply to (a) securities of the United States, or any foreign government, or of any State or territory; or of any county, city, township, district or other public taxing subdivision of any state or territory of the United States or any foreign government; (b) public or quasi-public corporations; (c) State or national banks or trust companies, mortgage companies dealing exclusively in bona fide mortgages on farm and city real estate or building and loan associations authorized by the State securities commission to do business in this State; (d) securities of any domestic corporation organized with-

out capital stock and not for gain, or profit and not for business or commercial purposes or organized for purely religious, educational, charitable or reformatory purposes or the like.

Amend said bill by striking therefrom section 21 and adding in lieu thereof the following:

Section 21. This act shall take effect sixty days after approval of the governor.

Yeas, 62; nays, 1.

Yeas:

Messrs:

Mr. Speaker	Collins	Jones (Escambia)	Peters
Adams	Crump	Jones (Montgomery)	Pittman
Albright	Dansby	Johnson	Preston
Alexander	Deese	Jordan	Robertson
Allen	Dickson	Lawson	Russell
Andrews	Gilbert	Lewis	Salter
Baker	Graham (Autauga)	Long (Sumter)	Shaw
Blunt	Graham (Clarke)	Longshore	Smith
Bracken	Hall (Henry)	Lynne	Sparks
Brindley	Hall (Marion)	Matthews (Wilcox)	Tompkins
Burks	Hare	Milford	Trammell
Calvert	Hawkins	Murphree	Whorton
Christian	Hollis	McDonald	Williams
Christopher	Holmes (Baldwin)	Oakley	Wilson
Cliett	Howle	Parker	Woodard
Cobbs	Ingram		

—62

Nays:

Mr. Waddell—1.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has adopted the following resolution requesting the return to the Senate of House bill No. 974, to-wit:

S. R. 155. Resolved by the Senate, That the House be requested to return to the Senate, H. 974.

The Senate respectfully requests the return of said bill under the above resolution.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The House acceded to the request of the Senate for the return of the bill, H. 974 and amendment, and said bill, together with the Senate amendment, was returned to the Senate.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has reconsidered the vote by which it previously passed the bill:

H. 974. To further provide for the prevention and suppression of diseases and parasites among cattle, horses, mules, asses and hogs, such as hog cholera, glanders, cattle fever tick, foot and mouth disease, and other infectious and communicable diseases and parasites by requiring all railroad cars in which animals are transported in Alabama from points within the quarantined area as defined by the United States department of agriculture or by the State live stock sanitary board, to be cleaned and disinfected.

And has also reconsidered the vote by which it adopted an amendment to said bill and has laid said amendment on the table.

And has again passed said bill, and returns same herewith to the House.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and as amended has passed the following House bills:

H. 890. To fix the salary of deputy solicitors serving in counties having a population of not less than 26,940 nor more than 27,000 according to the last preceding Federal census.

Also:

H. 844. To define trusts, and to provide for criminal penalties and punishment of corporations, firms and persons, and to promote free competition in commerce and all classes of business, both intrastate business and interstate business, engaged in and carried on by or through any corporation, firm or person.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Longshore, the House concurred in the Senate amendment to the bill H. 890, said Senate amendment being as follows:

Amend the title to H. 890 by adding thereto the words: "or any subsequent Federal census."

Amend section 1 by adding after the words: "Federal census" where they occur therein, the words: "or any subsequent Federal census."

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Jones (Escambia)	Pittman
Adams	Dickson	Jones (Montgomery)	Preston
Albright	Edwards (Pike)	Johnson	Reynolds
Allen	Ellis (Bullock)	Lee (Butler)	Robertson
Andrews	Ellis (Elmore)	Long (Butler)	Seale
Baker	Gilbert	Long (Sumter)	Shaw
Blunt	Graham (Autauga)	Longshore	Smith
Bracken	Hall (Marion)	Lynne	Sparks
Burks	Hale	Matthews (Wilcox)	Stewart
Carnley	Hardaway	Milford	Stoddard
Christian	Hare	Murphree	Tompkins
Cliett	Hawkins	McDonald	Van de Graff
Cobbs	Hollis	Oakley	Waddell
Collins	Holmes (Baldwin)	Orr	Whorton
Dansby	Ingram	Parker	Williams

—60

And on motion of Mr. Lynne, the House non-concurred in the Senate amendment to the bill, H. 844, and asked for a Committee of Conference and the Speaker named as a Committee of Conference on part of the House, Messrs. Lynne, Orr and Dansby.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and as amended has passed the following House bill:

H. 512. To provide for absent qualified electors of the State of Alabama to vote in any general, special or municipal election in this State while absent from the State or from the county or precinct in which he is a qualified elector; to provide the method of carrying out such provisions, and to require the election officers and others charged with duties hereunder to perform duties in connection therewith.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Arnold the House concurred in the Senate amendment to the bill, H. 512, said Senate amendment being as follows:

Amend the bill by striking out section two (2) thereof, and inserting in lieu thereof the following:

"Section 2. That the absent voter so entitled to vote, provided at the time he requests such ballot his name is on the official list of qualified voters in such county, as a qualified voter there-

of, may procure from the judge of probate of the county of his residence an official ballot hereinafter provided for use in such election, and such voter shall make and subscribe the oath or affidavit hereinafter set out, and attach the same to his ballot, and forward the said ballot and affidavit in a sealed envelope by mail, postage prepaid, or otherwise to probate judge of the county in which such voter resides; whereupon, it shall be the duty of said probate judge to endorse on said envelope over his signature the date and hour of the receipt thereof by him, and to safely keep the said ballot without breaking the seal of said envelope, and deliver the same on election day, and during the time the polls are open, to the officers of election at the voting place of said absent voter, when and where said election officers shall open said envelope, and in the event the name of such absent voter appears on the official list of qualified voters as a qualified voter for said county and for said precinct or district, shall check his name off of such official voting list, and cause the said ballot to be duly and properly recorded subject, however, to challenge, as in other cases provided for, and provided, however, that the same shall be handled in all respects as if the said absentee voter were present and voting in person."

Amend section 1 by striking out of said section the words: "or precinct" where said words appear after the word "county."

Yeas, 63; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Collins	Johnson	Peters
Adams	Crump	Jordan	Pittman
Albright	Dansby	Lawson	Preston
Alexander	Gilbert	Lee (Butler)	Robertson
Allen	Graham (Autauga)	Lee (Perry)	Russell
Andrews	Graham (Clarke)	Lewis	Shaw
Arnold	Hall (Henry)	Long (Sumter)	Simpson
Baker	Hall (Marion)	Longshore	Smith
Blunt	Hale	Lynne	Sparks
Bracken	Hare	Matthews (Wilcox)	Stoddard
Brindley	Hawkins	Milford	Tompkins
Burks	Holmes (Baldwin)	Murphree	Trammell
Calvert	Howle	McDonald	Williams
Christian	Ingram	Oakley	Wilson
Cliett	Jones (Escambia)	Parker	Woodard
Cobbs	Jones (Montgomery)	Partridge	

—63

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your Committee on Enrolled Bills begs leave to report that it has examined the following bills:

H. 748. To amend section two of an act entitled "An act to authorize the holding of elections by municipal corporations in the State of Alabama, for the purpose of obtaining authority to issue bonds for public purposes herein defined, and to provide for holding such elections, and declaring the result thereof, and to authorize the issue of such bonds when a majority of the voters participating in such elections vote in favor of the issue of such bonds, and regulate the issue, execution, sale and security of such bonds," approved August 26, 1909, as amended by an act approved February 20, 1915.

Also:

H. 884. To fix the compensation of circuit solicitors in all circuits of the State of Alabama which are now composed, or which may hereafter be composed of only one county and having two judges.

Also:

H. 801. To amend section 1 of an act entitled an act to designate certain public roads in the State of Alabama as State trunk roads and provide the manner in which such roads shall be located, improved and maintained, approved September 10th, 1915.

Also:

H. 204. To authorize counties, through their county commissioners, boards of revenue or other governing bodies, to adopt a budget system and to make appropriations to meet expenses thereunder; to issue certificates when requested to holders of claims which have been passed and allowed prior to the approval of this bill bearing interest, and providing for the payment of said claims.

Also:

H. 899. To amend section one of an act entitled an act to establish a charter for the town of Gordo, Pickens county, approved December 7th, 1900.

Also:

H. 926. To provide for the election of a county treasurer by the qualified electors of every county in this State, now having or which may hereafter have a population according to the last Federal census, or any Federal census hereafter taken, of not less than thirty thousand nine hundred and thirty-five, nor more than thirty thousand nine hundred and eighty.

Also:

H. 806. To authorize the court of county commissioners, the board of revenue and road commissioners, or like body, in each county in this State to provide telephones for the offices of clerks and registers of the circuit court, the office of the sheriff, and the office of the jailer and judge of probate, in their respective counties."

Also:

H. 880. To provide for the construction, maintenance and control of the public roads and bridges of all counties in the State of Alabama having a population of not less than 27,155, and not more than 27,200, by the last or any subsequent Federal census; to further define the duties of the courts of county commissioners, or like governing bodies, of all such counties; to provide for the levy and collection of a vehicle license tax; to provide for the levy and collection of a per capita road tax in commutation of road duty; and to regulate the performance of road duty in such counties by the citizens thereof.

Also:

H. 936. To amend section 1 of an act entitled an act "To designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained," approved September 10, 1915.

Also:

H. 766. To regulate the manufacture, sale, offering for sale, and other disposition of insecticides and fungicides in the State of Alabama and to provide means and penalties therefor and to provide disposition of funds arising therefrom.

Also:

H. 1067. To establish a board of revenue for Madison county, and to abolish the court of county commissioners thereof, and to provide for the better working of the public roads of said county.

Also:

H. 561. To authorize the attorney general to direct the solicitor of certain circuits to perform the duties of solicitor of the nineteenth judicial circuit.

Also:

H. 560. To further prescribe the duties of the supernumerary judge of Alabama.

Also:

H. 852. To authorize the commissioners' court of Conecuh county, Alabama, to pay out of the general fund of said county to the tax assessor of said county, the sum of six hundred dollars per annum for extra assistance in his said office.

Also:

H. 690. To amend an act entitled an act to require the bodies of all dead animals to be burned or buried and to provide a penalty for the failure to do so, approved Sept. 22, 1915.

Also:

H. 820. For the relief of R. H. Hudson, of Robinson Springs, Alabama, and to appropriate and pay to him the sum of \$110.65.

Also:

H. 763. To authorize the payment of all fees of solicitors in misdemeanor cases in certain counties into the county treasury for the use of the county.

Also:

H. 33. To amend section 3310 of the Code of Alabama of 1907.

H. 471. For the relief of Rev. J. E. Deer, of Escambia county, Alabama.

Also:

H. 1041. To vacate and annul the street or alley in the town of Livingston, Alabama, leading from the Wetmore Lane, near the residence of Marcellus Speight, by the residence formerly owned by Mrs. Matilda Greene, and intersecting with the street leading from the Livingston and Gainesville road, to the Hopkins place, also the street or alley leading from the Livingston and Gainesville road in the direction of the colored Baptist church, and lying between the campus of the Alabama normal college and the property formerly owned by Miss Julia Tutwiler, and known as the "Twin Gables."

Also:

H. 365. To ratify, confirm and legalize an election held in Coosa county, Alabama, on the 7th day of November, 1916, to determine the question whether or not the work of tick eradication shall be taken up in Coosa county under the State live stock sanitary board as provided by law, and to ratify, confirm and legalize the notice or proclamation issued by the live stock sanitary board of Alabama declaring in effect the regulations adopted by the live stock sanitary board of Alabama, in the county of Coosa, and to declare in full effect all the regulations adopted by the live stock sanitary board of Alabama, in said county of Coosa, in the State of Alabama, together with the laws of the State pertaining to the same.

H. 777. To provide for the more efficient construction and maintenance of the public roads and bridges of Crenshaw county, Alabama; to provide for raising revenue for the same; to levy a vehicle license tax on automobiles, motor trucks and all motor vehicles owned and operated by citizens of Crenshaw county, Alabama; to prescribe the duties of the tax assessor and tax collector of said county under this act; to provide penalties and punishment for the violation of this act, and to repeal conflicting laws.

Also:

H. 1030. To prescribe and regulate the payment of certain claims registered against the fine and forfeiture funds of St. Clair county, when there are such funds in the hands of the coun-

ty treasurer or any bank or individual who are discharging the duties of county treasurer and to give notice to such persons there are funds in the hands of such treasurer for the payment of claims by publication in county for two weeks.

Also:

H. 771. To create for the county of Conecuh and State of Alabama the office of county solicitor and to provide for his election by the qualified electors of said county, to prescribe his qualifications and duties, and to fix his compensation as such officer and how the same shall be paid; and to provide for the length of time which he shall hold office.

Also:

H. 607. To create and designate an additional State trunk road No. 5 to extend from Fort Payne, Alabama, to Scottsboro, Alabama, and confer upon said road all of the rights and privileges now extended to trunk roads in this State.

Also:

H. 450. To amend section 3610 of the Code.

Also:

H. 98. To submit to the qualified voters of Alabama, at a special election to be held ninety days after the final adjournment of the Legislature of Alabama and upon the call of the governor, for their consideration an amendment to the Constitution of Alabama in substance and to the effect that certain persons who served in the military or naval service of the United States for a period of not less than four months between January 1, 1917, and November 11, 1918, shall be exempted from the payment of all poll taxes until September 30, 1923.

H. 730. To require the members of the commissioners court of Crenshaw county, Alabama, to execute bond for the faithful performance of their official duties.

Also:

H. 323. To provide for the establishment, discontinuance, construction, use, working and maintenance of the public roads and bridges of Lamar county, Alabama. To define the duties and powers of the court of county commissioners of Lamar county with regard to same, and to fix penalties for violation of the rules and regulations of the public road law of Lamar county and the State of Alabama.

And finds same correctly enrolled.

Robert F. Peters,
Chairman.

SIGNING OF BILLS.

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk,

the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing report of the Committee on Enrolled Bills.

CERTIFICATE OF CLERK.

To the House of Representatives:

I hereby certify that the bills mentioned below were delivered to the executive department on the dates and hours named, and that I hold the receipts of that department for same:

September 25, 1919, 10:50 A. M.:

H. 748, H. 884, H. 801, H. 204, H. 899, H. 926, H. 806, H. 880, H. 936, H. 766, H. 1067, H. 561, H. 560, H. 852, H. 690, H. 820, H. 763, H. 33, H. 471, H. 1041, H. 365, H. 777, H. 1030, H. 771, H. 607, H. 450, H. 98, H. 730, H. 323.

Fred H. Gormley,
Clerk.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The President and presiding officer of the Senate having signed the following Senate bills, your signature thereto is requested:

S. 414. To provide for the reading of the Holy Bible in the schools in Alabama that are supported in part or in whole by public funds and to provide for the enforcement of the same.

S. 531. To prescribe the various classes of stock that may be issued by corporations, to declare the rights, powers and limitations of the holders of the same, and to prescribe the methods of authorizing the issue thereof, and to provide a remedy against any unauthorized or illegal issue thereof heretofore or hereafter made, and a statute of limitations barring that or any other remedy against the same.

S. 105. To appropriate the further sum of seventy-five hundred (\$7,500.00) dollars, or so much thereof as may be necessary, to pay for the transportation of troops of the Alabama National Guard that were heretofore and prior to September 29th, 1915, transported by railroad common carriers on the request or order of the governor or adjutant general of Alabama, reimbursement for which on account of the deficiency of the appropriation for that purpose as heretofore made by the act, approved September 29th, 1915, entitled, "An act to appropriate the sum of seven thousand four hundred and fifty-six and seven one-hundredths

(\$7,456.07) dollars to pay for the transportation of troops of the Alabama National Guard heretofore transported by railroad common carriers on the request or order of the governor or adjutant general," has not been made in full to said carriers.

S. 738. To make an appropriation to the public schools.

S. 247. To establish a child welfare department for the State of Alabama, to prescribe its duties, functions and powers, to provide for the appointment of an executive and other officers of such department, to define their duties, to provide for their compensation, and to provide for the maintenance, and other expenses of such department, and confer on said department all the duties, powers and authority heretofore conferred on the State prison inspector so far as his duties, powers, and authority relate to children under 16 years of age.

W. F. Miller,
Secretary.

SIGNING OF SENATE BILLS.

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing message from the Senate.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bills and returns same herewith to the House:

H. 805. To better provide for the payment of State witnesses in the county of Conecuh.

H. 750. To designate a part of the Alabama State trunk highway, beginning on the Mississippi state line, where the Amory and Smithville road crossed the State line, thence across the State of Alabama to the city of Attalla, intersecting the highway to Gadsden, Rome, Georgia, and Cedartown, Georgia, as a State trunk highway, and to provide that the said State trunk highway, created by the provisions of this act, shall receive such benefits as other State trunk highways heretofore established.

H. 865. To regulate the fine and forfeiture fund of Crenshaw county.

H. 1056. To fix the salary of all judges of probate in all counties in this State which now have, or which may hereafter have a population of as much as eighty-two thousand people and less than two hundred thousand people according to the last Fed-

eral census or any such census which may hereafter be taken, who are now or may hereafter be paid on a salary basis, and also for clerical help and other expenses and to provide for payment thereof.

H. 973. To create the office of county treasurer for Shelby county, to provide for his election and the filling of vacancies, to prescribe his duties and compensation.

H. 819. For the relief of A. P. White, Sr., ex-sheriff of Dale county, Alabama, for the paying the expense of a guard to the State of Florida for bringing back one Marvin Gissendannah, charged with assault with intent to murder in the circuit court of Dale county, Alabama, for which he was convicted and sent to the penitentiary for fifteen years.

H. 481. To amend an act entitled an act to amend section 1 of an act entitled, "An act to designate certain public roads of the State as State trunk roads and to provide the manner in which the State roads shall be located, improved and maintained, approved September 10th, 1915," which amended act was approved February 19, 1919.

H. 1068. To vacate the dedication of all streets, roads, avenues and alleys through, over, on or across the following described property, situated in the county of Montgomery and State of Alabama, to-wit: Beginning at the half mile corner in the center of section ten (10), township sixteen (16), range seventeen (17); thence west twenty-one hundred forty-five (2,145) feet to the right of way of the Mobile & Ohio railroad; thence along said railroad right of way north forty (40°) degrees thirty (30') minutes west twenty-eight hundred two (2,802) feet; thence and continue with said railroad right of way north forty-two and one-half (42½°) degrees west one hundred ninety-four (194) feet to a stake; thence north forty-nine (49°) degrees thirty (30') minutes east twelve hundred forty-three (1,243) feet; thence north seventy-two and one-half (72½°) degrees east six hundred three (603) feet; thence north forty-four (44°) degrees east nine hundred sixty-two (962) feet to the Washington Ferry road; thence along the west side of said road south fifty-three and one-half (53½°) degrees east nine hundred (900) feet; thence and continue with said road south forty-five and one-half (45½°) degrees east two hundred twenty-five (225) feet; thence and continue with said road south thirty-nine (39°) degrees thirty (30') minutes east five hundred (500) feet; thence and continue with said road south thirty (30') minutes east one hundred one (101) feet; thence and continue with said road south sixteen (16°) degrees east five hundred (500) feet; thence and continue with said road south thirty (30') minutes east five hundred

(500) feet; thence and continue with said road south twenty (20°) degrees east one hundred eighty (180) feet; thence and continue with said road south twenty-seven (27°) degrees east eighty-nine (89) feet to a stake; thence south one (1°) degree west five hundred eighty-one (581) feet to a stake; thence east three hundred seventy-seven (377) feet to a stake; thence south along the half section line five hundred eighty-seven (587) feet and to a point three hundred seventy-three (373) feet north of the said center of section ten (10); thence south fifty-seven and one-half (57½°) degrees east ninety-four (94) feet; thence south eighty-six (86°) degrees east eight hundred nineteen (819) feet; thence south fifteen (15°) degrees east two hundred sixty-four (264) feet to a stake; thence west forty-one (41) feet; thence south fifteen (15°) degrees east two thousand sixty-five (2,065) feet to the Selma road, thence along said road south seventy-five (75°) degrees west five hundred seven (507) feet; thence south fifty-four (54°) degrees west one hundred forty-two (142) feet along the said road, thence and continue with said Selma road south forty-four (44°) degrees west five hundred forty-three (543) feet to the intersection of the right of way of the Mobile & Ohio railroad; thence along and with the curvature of said railroad right of way north seventy-two (72°) degrees west two hundred seventy (270) feet; thence and continue with said railroad right of way north sixty-five and one-half (65½°) degrees west two hundred forty-five (245) feet to the half section line dividing section ten (10); thence north along said half section line twenty-four hundred twenty (2,420) feet to the center of section ten (10), township sixteen (16), range seventeen (17), the said point of beginning.

H. 993. To create and designate an additional trunk road, extending from the town of Heflin in Cleburne county east to the Georgia state line along the public road now laid out and forming a part of what is known as the Bankhead highway, and to confer upon said road all of the rights and privileges now extended to trunk roads in this State.

H. 549. To provide for the relief of E. C. Childs, tax collector, Geneva county, Alabama, during the year 1910, in the matter of refunding \$448.50, on account of an unused poll tax receipt book being charged to him in the final settlement for the year 1910 by the State auditor, and to make an appropriation for the refund of this \$448.50 to E. C. Childs.

H. 1078. To provide for the relief of B. Ivey Burt, and to make an appropriation therefor.

H. 307. For the relief of Watt T. Brown for amount paid to the State for lands it did not own at the time of the sale to said Watt T. Brown.

H. 211. For the relief of Cora Rasco, of Jefferson county, Alabama, for the death of her husband, Robert F. Dickinson, who was killed by falling rock in Lucile Mine, in Bibb county, Alabama, on the 26th day of May, 1913, while in the employment of the State of Alabama.

H. 1028. To provide for the elections, to be held at the time of holding general elections in this State in all counties in which local county stock laws are now in force, having not less than 30,815 nor more than 30,915 population, either by the Federal census of 1910, or by any subsequent census to ascertain whether a majority of the qualified electors of such counties desire or favor a modification of said local stock law.

H. 524. For the relief of Honor McNicholas, John Muldowney, Mary Muldowney Walsh, Martin J. Muldowney, Andrew George Muldowney and Nora Muldowney O'Hara.

H. 851. To dispose of the fine and forfeiture fund in Conecuh county, Alabama, and to provide for the payment of all claims which are by law a charge against said fund.

H. 947. To provide for a deputy watchman, or attendant for each jail and prison in all counties having a population of not less than thirty thousand nine hundred and seventy-five and not more than thirty-one thousand according to the last or any subsequent Federal census, whenever the court of county commissioners or court of like jurisdiction in said counties deem same necessary to the well-being of the prisoners confined in said jail or prison and shall by resolution duly passed require the sheriff to employ such deputies, wardens or attendant and to provide for the payment of his services, and to prescribe his duties.

H. 964. To amend an act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained, enacted by the Legislature of Alabama, approved September 10th, 1915.

H. 591. To regulate the office of tax assessor in all counties of the State of Alabama which has a population of as much as 33,781 and not more than 33,800 according to the last Federal census and fix the compensation of such tax assessors and to provide for the payment thereof.

H. 1076. To provide that in all the counties of the State of Alabama having a population of not less than 39,920 nor more than 39,925 according to the last preceding Federal census, that the interest on all interest-bearing warrants issued from and after the passage and approval of this act, by the court of county commissioners, board of revenue or other governing body of such counties, by whatever name called, shall be a preferred claim

against the general fund of such counties, shall be payable out of the general fund of such counties each year, and to provide the time and manner of the payment of such interest out of said general fund.

H. 760. To make an appropriation of two hundred and eighty-two dollars for the relief of George W. Morris, a Confederate soldier of Randolph county.

H. 521. For the relief of H. S. Brown, of Randolph county, Alabama, to refund certain moneys erroneously or illegally collected from him as money due the State of Alabama on lands.

H. 410. For the relief of H. C. Davidson, trustee for Camp Lomax United Confederate Veterans, and to require the county's proportion of the license money paid by said H. C. Davidson, as said trustee, in March, 1917, to be refunded by the treasurer of Montgomery county, or the person or corporation acting as such treasurer, and requiring the auditor of the State of Alabama to draw his warrant, for the amount or proportion of said license money which the State received, in favor of said H. C. Davidson, trustee, the total being \$120.00.

H. 695. To ratify and make legal certain claims and script registered against the fine and forfeiture fund of Crenshaw county and to authorize and empower the treasurer of the county to pay the same.

H. 992. To create the office of county solicitor for Crenshaw county; to prescribe his qualifications and duties; to provide for his election by the qualified electors of the county; to provide for the filling of vacancies in said office; to fix his salary and prescribe the length of term of his office and to repeal conflicting laws.

H. 1077. To provide that in all counties of the State of Alabama, having a population of not less than 39,920 nor more than 39,925, according to the last preceding Federal census, interest on outstanding road warrants issued by such counties, where such outstanding road warrants amount to the sum of \$140,000.00 and bear interest at the rate of six (6%) per centum per annum, shall become a preferred claim against the general fund of such counties, shall be paid out of the general fund of such counties and to provide the manner of the payment of such interest.

H. 969. To amend an act entitled "An act to provide for the establishment, discontinuance, construction, use, working and maintenance, of the public roads, bridges and ferries of the several counties of this State; to define the duties and powers of the boards of revenue, courts of county commissioners, or other governing bodies of each of the several counties with regard to same; and to fix penalties for the violation of the rules, regula-

tions and laws of the boards of revenue, courts of county commissioners or other like governing bodies of the several counties, approved September 22, 1915.

H. 904. For the relief of J. S. Ward and R. H. Wood.

H. 949. To designate a certain public road of Alabama as a State trunk road, and to provide the manner in which said road shall be located, improved and maintained.

H. 913. To provide for the payment of the expenses and compensation of a guard incurred in bringing back to the State of Alabama from Little Rock, Arkansas, L. W. Griffith, a fugitive from justice, charged under proper process with the charge of burglary and grand larceny; and brought back to Alabama under due and legal authority and requisition of the governor of Alabama.

W. F. Miller,
Secretary.

BILLS ON THIRD READING.

S. 593. (With amendment.) To provide and submit to the qualified electors of the State of Alabama at an election to be held on the first Monday after the expiration of three months from and after the final adjournment of the present session of the Legislature at which this amendment is proposed, an amendment to the Constitution of the State of Alabama, whereby the following municipal corporations, Birmingham, Bessemer, Huntsville, Florence, Selma, Anniston, Athens, Jacksonville, Auburn, Fairfield, Carbon Hill, Mobile and LaFayette, in the State of Alabama, may levy and collect a rate of taxation on the property situated therein not exceeding in the total in any one year one and one-half ($1\frac{1}{2}$) per centum of the value of such property as assessed, as provided by the Constitution and statutes now or hereafter enacted pursuant to the Constitution; provided, that the total rate of taxation levied by such municipal corporations shall not in any one year exceed one (1) per centum, unless the rate in excess thereof shall have been submitted to and authorized by ballot by the qualified electors of such municipal corporations, respectively, at elections to be held by them from time to time for such purposes and to provide for such elections.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Judiciary, said amendment being as follows:

Amend section 1 by adding after the words "one and one-half ($1\frac{1}{2}$) per centum in any one year" and before the words "each election" where they appear on second page of said bill in lines 14 and 15, the following:

"Provided, further, that the adoption of this amendment, shall in no wise affect, limit, modify, abridge or impair the power, authority or right of either of said municipal corporations, to levy and collect the special school taxes now or hereafter vested in or conferred upon them or any of them under the Constitution or any amendment thereto; including the power of said city of Selma to levy and collect the taxes for schools and school purposes vested in and conferred upon said city of Selma by the amendment to the Constitution of Alabama adopted thereto at the general election held in November, 1916, and which was submitted under law number 315, General Laws, 1915, page 337.

And the amendment was adopted.

Yeas, 69; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Johnson	Reynolds
Adams	Dickson	Jordan	Ross
Albright	Fletcher	Lawson	Russell
Alexander	Gilbert	Long (Sumter)	Salter
Allen	Graham (Autauga)	Longshore	Seale
Andrews	Graham (Clarke)	Lynne	Smith
Arnold	Hall (Henry)	Matthews (Wilcox)	Sparks
Baker	Hall (Marion)	Milford	Stewart
Blunt	Hale	Mitchell	Stoddard
Bracken	Hardaway	Murphree	Tompkins
Brindley	Hare	McDonald	Trammell
Burks	Harrison	Oakley	Van de Graff
Carnley	Hawkins	Parker	Waddell
Christopher	Howle	Partridge	Whorton
Cliett	Ingram	Peters	Williams
Cobbs	Jones (Escambia)	Pittman	Wilson
Collins	Jones (Montgomery)	Preston	Woodard
Dansby			

—69

Mr. Shaw offered the following amendment to the bill:

Amend the bill by adding in the caption and the body of said bill immediately before the word "Birmingham" wherever it appears the words "Tuscumbia, Sheffield, Hurtsboro, Russellville, Lanett, Demopolis, Pell City, Heflin, Columbiana, Carrollton, Opelika, Fairhope, Pine Hill, Scottsboro, Stevenson, Ashland, Brewton, Pollard, Flomaton, Atmore, Inglenook, Tuskegee, Aliceville, Gordo, Reform, Livingston, Camden, Monroeville, Phoenix and Girard.

And the amendment was adopted.

Yeas, 78; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Albright	Allen	Arnold
Adams	Alexander	Andrews	Baker

Blunt	Graham (Autauga)	Lee (Perry)	Reynolds
Bracken	Graham (Clarke)	Lewis	Robertson
Brindley	Hall (Henry)	Long (Sumter)	Ross
Burks	Hall (Marion)	Longshore	Russell
Carnley	Hale	Lynne	Seale
Christian	Hardaway	Matthews (Wilcox)	Shaw
Christopher	Hare	Milford	Simpson
Clayton	Hawkins	Mitchell	Smith
Cliett	Hollis	Murphree	Sparks
Cobbs	Holmes (Baldwin)	McDonald	Stoddard
Collins	Howle	McLeod	Tompkins
Crump	Ingram	Oakley	Van de Graff
Dansby	Jones (Escambia)	Parker	Waddell
Deese	Jones (Montgomery)	Partridge	Whorton
Dickson	Johnson	Peters	Williams
Dodson	Jordan	Pittman	Wilson
Fletcher	Lawson	Preston	Woodard
Gilbert	Lee (Butler)		

—78

Mr. Hale offered the following amendment to the bill:

Amend the bill so as to strike out the word "Mobile" wherever it appears in the caption and in bill.

And the amendment was adopted.

Yeas, 69; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Deese	Johnson	Reynolds
Adams	Dickson	Jordan	Ross
Albright	Fletcher	Lawson	Russell
Alexander	Gilbert	Long (Sumter)	Salter
Allen	Graham (Autauga)	Longshore	Seale
Andrews	Graham (Clarke)	Lynne	Smith
Arnold	Hall (Henry)	Matthews (Wilcox)	Sparks
Baker	Hall (Marion)	Milford	Stewart
Blunt	Hale	Mitchell	Stoddard
Bracken	Hardaway	Murphree	Tompkins
Brindley	Hare	McDonald	Trammell
Burks	Harrison	Oakley	Van de Graff
Carnley	Hawkins	Parker	Waddell
Christopher	Howle	Partridge	Whorton
Cliett	Ingram	Peters	Williams
Cobbs	Jones (Escambia)	Pittman	Wilson
Collins	Jones (Montgomery)	Preston	Woodard
Dansby			

—69

And the bill:

S. 593. To provide and submit to the qualified electors of the State of Alabama at an election to be held on the first Monday after the expiration of three months from and after the final adjournment of the present session of the Legislature at which this amendment is proposed, an amendment to the Constitution of the State of Alabama, whereby the following municipal cor-

porations, Birmingham, Bessemer, Huntsville, Florence, Selma, Anniston, Athens, Jacksonville, Auburn, Fairfield, Carbon Hill, Mobile and LaFayette, in the State of Alabama, may levy and collect a rate of taxation on the property situated therein not exceeding in the total in any one year one and one-half (1½) per centum of the value of such property as assessed, as provided by the Constitution and statutes now or hereafter enacted pursuant to the Constitution; provided, that the total rate of taxation levied by such municipal corporation shall not in any one year exceed one (1) per centum, unless the rate in excess thereof shall have been submitted to and authorized by ballot by the qualified electors of such municipal corporations, respectively, at elections to be held by them from time to time for such purposes and to provide for such elections.

As amended, was read a third time at length and passed.

Yeas, 70; nays, 6.

Yeas:

Messrs:

Mr. Speaker	Dansby	Johnson	Robertson
Adams	Deese	Jordan	Ross
Albright	Dickson	Lee (Butler)	Russell
Alexander	Edwards (Pike)	Lewis	Salter
Allen	Fletcher	Long (Butler)	Seale
Andrews	Gilbert	Long (Sumter)	Shaw
Arnold	Graham (Autauga)	Longshore	Sherrod
Austin	Hall (Henry)	Lynne	Simpson
Baker	Hall (Marion)	Matthews (Wilcox)	Sparks
Blunt	Hale	Murphree	Stewart
Bracken	Hare	McDonald	Stoddard
Brindley	Hawkins	Oakley	Tompkins
Burks	Holmes (Baldwin)	Orr	Truss
Christopher	Howle	Partridge	Tunstall
Cliett	Ingram	Peters	Waddell
Cobbs	Jones (Escambia)	Pittman	Wilson
Collins	Jones (Marengo)	Preston	Woodard
Crump	Jones (Montgomery)		

—70

Nays:

Messrs:

Graham (Clarke)	Lawson	Reynolds	Van de Graff
Guy	Parker		

—6

S. 218. To submit to the qualified electors of this State at a special election to be held at the call of the governor after ninety days from the final adjournment of this Legislature for their consideration of an amendment to the Constitution for the purpose of authorizing the State to establish and maintain a State highway system of public roads and bridges, to issue interest bearing bonds therefor, to authorize the levy and collection of automobile

or other motor driven vehicle taxes by the State for said purposes and to provide for the establishment and maintenance of said State highway system, public roads and bridges according to such regulations as the Legislature may have prescribed or may hereafter prescribe.

Was taken up. Mr. Orr offered the following amendment to the bill:

Amend subdivision B, section 3, Senate bill 218, by striking out the following words: "But the highway department shall, out of the monies derived from the sale of said bonds, and the funds provided by law, build, construct and maintain not less than thirty miles of road in each county of this State, subject to the approval of the governor as had and obtained."

And the amendment was adopted.

Yeas, 78; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Jordan	Pittman
Adams	Deese	Lawson	Preston
Albright	Dickson	Lee (Butler)	Robertson
Alexander	Edwards (Pike)	Lee (Perry)	Ross
Allen	Ellis (Elmore)	Lewis	Russell
Andrews	Fletcher	Long (Butler)	Salter
Arnold	Gilbert	Long (Sumter)	Seale
Austin	Graham (Clarke)	Longshore	Shaw
Baker	Hall (Henry)	Lynne	Sherrod
Blunt	Hall (Marion)	Matthews (Wilcox)	Simpson
Bracken	Hale	Milford	Smith
Brindley	Hawkins	Mitchell	Sparks
Burks	Holmes (Baldwin)	Murphree	Stoddard
Calvert	Holmes (Elmore)	McDonald	Tompkins
Carnley	Howle	Oakley	Tunstall
Christian	Ingram	Orr	Van de Graff
Christopher	Jones (Escambia)	Parker	Waddell
Cliett	Jones (Marengo)	Partridge	Williams
Collins	Jones (Montgomery)	Peters	Woodard
Crump	Johnson		

—78

Mr. Orr offered the following amendment to the bill:

Also amend section 3 by adding subdivision C, which said subdivision shall read as follows:

C. That the State highway commission or highway department shall locate, construct and maintain, the highways or State trunk roads so as to connect each county seat with the county seats of the adjoining counties by the most direct and most feasible route by a permanent road having due regard to the public welfare and to connect the county seats of the several border counties at or near the State line with a public road in the border states. Provided that in counties divided into two

judicial divisions in each of which regular terms of the circuit court are held, the places where said terms of court are held, shall be connected with each other.

It shall be the duty of said State highway commission or highway department to equitably apportion among the several counties the expenditures of both money and labor and the time or times of making such investments; said roads to be constructed and maintained without expense to the several counties.

And the amendment was adopted.

Yeas, 78; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Jordan	Pittman
Adams	Deese	Lawson	Preston
Albright	Dickson	Lee (Butler)	Robertson
Alexander	Edwards (Pike)	Lee (Perry)	Ross
Allen	Ellis (Elmore)	Lewis	Russell
Andrews	Fletcher	Long (Butler)	Salter
Arnold	Gilbert	Long (Sumter)	Seale
Austin	Graham (Clarke)	Longshore	Shaw
Baker	Hall (Henry)	Lynne	Sherrod
Blunt	Hall (Marion)	Matthews (Wilcox)	Simpson
Bracken	Hale	Milford	Smith
Brindley	Hawkins	Mitchell	Sparks
Burks	Holmes (Baldwin)	Murphree	Stoddard
Calvert	Holmes (Elmore)	McDonald	Tompkins
Carnley	Howle	Oakley	Tunstall
Christian	Ingram	Orr	Van de Graff
Christopher	Jones (Escambia)	Parker	Waddell
Cliett	Jones (Marengo)	Partridge	Williams
Collins	Jones (Montgomery)	Peters	Woodard
Crump	Johnson		

—78

Mr. Orr offered the following amendment to the bill:

Amend section 3 by striking out after the words "by him" in line 28, page 2, of the bill the following:

"That said bonds and interest coupons shall be signed by the chairman of the State highway commission, countersigned by the State treasurer, and the issuance thereof approved by the governor."

And insert in lieu the following words:

"That said bonds shall be signed by the governor, State auditor and State treasurer, and shall have the Great Seal of the State attached thereto, attested by the secretary of the State. The coupons shall be numbered and signed by the State treasurer."

And the amendment was adopted.

Yeas, 78; nays, 0.

Yeas:

Messrs:

Mr. Speaker
 Adams
 Albright
 Alexander
 Allen
 Andrews
 Arnold
 Austin
 Baker
 Blunt
 Bracken
 Brindley
 Burks
 Calvert
 Carnley
 Christian
 Christopher
 Cliett
 Collins
 Crump

Dansby
 Deese
 Dickson
 Edwards (Pike)
 Ellis (Elmore)
 Fletcher
 Gilbert
 Graham (Clarke)
 Hall (Henry)
 Hall (Marion)
 Hale
 Hawkins
 Holmes (Baldwin)
 Holmes (Elmore)
 Howle
 Ingram
 Jones (Escambia)
 Jones (Marengo)
 Jones (Montgomery)
 Johnson

Jordan
 Lawson
 Lee (Butler)
 Lee (Perry)
 Lewis
 Long (Butler)
 Long (Sumter)
 Longshore
 Lynne
 Matthews (Wilcox)
 Milford
 Mitchell
 Murphree
 McDonald
 Oakley
 Orr
 Parker
 Partridge
 Peters

Pittman
 Preston
 Robertson
 Ross
 Russell
 Salter
 Seale
 Shaw
 Sherrod
 Simpson
 Smith
 Sparks
 Stoddard
 Tompkins
 Tunstall
 Van de Graff
 Waddell
 Williams
 Woodard

—78

And the bill:

S. 218. To submit to the qualified electors of this State at a special election to be held at the call of the governor after ninety days from the final adjournment of this Legislature for their consideration of an amendment to the Constitution for the purpose of authorizing the State to establish and maintain a State highway system of public roads and bridges, to issue interest bearing bonds therefor, to authorize the levy and collection of automobile or other motor driven vehicles taxes by the State for said purposes and to provide for the establishment and maintenance of said State highway system, public roads and bridges according to such regulations as the Legislature may have prescribed or may hereafter prescribe.

As amended, was read a third time at length and passed.

Yeas, 90; nays, 2.

Yeas:

Messrs:

Mr. Speaker
 Adams
 Albright
 Alexander
 Allen
 Andrews
 Arnold
 Austin
 Baker
 Barganier
 Blunt
 Bracken

Brindley
 Burks
 Calvert
 Carnley
 Christian
 Christopher
 Clayton
 Cliett
 Cobbs
 Collins
 Crump
 Dansby

Deese
 Dickson
 Edwards (Pike)
 Ellis (Elmore)
 Fletcher
 Gilbert
 Graham (Autauga)
 Graham (Clarke)
 Guy
 Hall (Henry)
 Hall (Marion)
 Hale

Hardaway
 Hare
 Hawkins
 Hollis
 Holmes (Baldwin)
 Howle
 Ingram
 Jones (Escambia)
 Jones (Marengo)
 Jones (Montgomery)
 Johnson
 Jordan

Lawson	Oakley	Russell	Tompkins
Lee (Butler)	Oliver	Salter	Trammell
Lee (Perry)	Orr	Seale	Truss
Lewis	Parker	Shaw	Tunstall
Long (Sumter)	Partridge	Sherrod	Van de Graff
Longshore	Peters	Simpson	Waddell
Lynne	Pittman	Smith	Whorton
Matthews (Wilcox)	Preston	Sparks	Williams
Milford	Reynolds	Stewart	Wilson
Murphree	Robertson	Stoddard	Woodard
McDonald	Ross		

—90

Nays:

Messrs:

Ellis (Bullock) Long (Butler)

—2

REPORT OF CONFERENCE COMMITTEE.

The Conference Committee on the disagreement of the two houses, on the Senate amendment to the bill, H. 401, made the following report:

To the Presiding Officer of the Senate:

To the Speaker of the House:

Your Committee of Conference having under consideration House bill No. 401:

H. 401. A bill to be entitled an act to create a State highway department; to define its powers and duties; to authorize State aid in the construction and maintenance of public roads and bridges; to create a State highway fund and to provide for its expenditure; to impose certain duties upon county and municipal officials and to provide a penalty for their failure to discharge same; to authorize the State highway department to work State convicts upon public roads and bridges as is now or may hereafter be provided by law; to assent to the Act of Congress approved July 11, 1916, known as the "Federal Aid Law" and to authorize the State highway department to co-operate with the United States government in the construction and maintenance of rural post roads; and to repeal the act approved April 5, 1911, entitled, "An act to provide for the creation of a State highway commission, defining its powers, duties and compensations, and methods to be adopted for control of same and for appropriation and maintenance of the same and to give State aid and State supervision over all public roads, culverts and bridges of the State for construction of a permanent nature and the maintenance thereof wherein any portion of the appropriation hereinafter made shall be used for such purpose; and to make an appropriation therefor out of the net revenue of the convict fund of the State and from other sources.

Beg leave to report as follows:

1st. We recommend that the Senate recede from all amendments.

2nd. We further recommend that the Senate amend the bill so as to read as follows, to-wit:

A bill to be entitled an act to create a State highway department; to define its powers and duties; to authorize State aid in the construction and maintenance of public roads and bridges; to create a State highway fund and to provide for its expenditure; to impose certain duties upon county and municipal officials and to provide a penalty for their failure to discharge same; to authorize the State highway department to work State convicts upon public roads and bridges as is now or may hereafter be provided by law; to assent to the act of Congress approved July 11, 1916, known as the "Federal Aid Law" and to authorize the State highway department to co-operate with the United States government in the construction and maintenance of rural post roads; and to repeal the act approved April 5, 1911, entitled, "An act to provide for the creation of a State highway commission defining its powers, duties and compensations, and methods to be adopted for control of same and for appropriation and maintenance of the same and to give State aid and State supervision over all public roads, culverts and bridges of the State for construction of a permanent nature and the maintenance thereof wherein any portion of the appropriation hereinafter made shall be used for such purpose; and to make an appropriation therefor out of the net revenue of the convict fund of the State and from other sources.

Be it enacted by the Legislature of Alabama:

Section 1. That there is hereby created a State highway department for the State of Alabama, which shall consist of a State highway commission and a State highway engineer. The said State highway commission shall consist of the senior professor of civil engineering in the Alabama Polytechnic Institute, the State geologist and ten (10) other members to be appointed by the governor. No two of the other ten members of said State highway commission shall reside in the same congressional district, and each of said ten members shall be a qualified elector. Four of the first appointed members shall serve for two years from October 1, 1919, three of said members shall serve for a term of four years from said date, and three of said members for a term of six years from said date, after which the term of each appointed member shall be four years. For the transaction of business of the State highway department three of the

members of the State highway commission shall constitute a quorum. Notice of all meetings of the commission shall be given by the Secretary in such manner and under such rules and regulations as may be prescribed by the highway commission. All vacancies in the appointive membership of such commission shall be filled by appointment of the governor for the unexpired term. The governor may remove any member for inefficiency, malfeasance or neglect of duty. The members of said commission shall serve without compensation, but they shall each be allowed traveling and other expenses incurred in the discharge of their official duties.

Section 2. The State highway commission shall consider and determine all questions relating to the general policy of the State highway department and the conduct of its work. It shall receive and consider the reports of the State highway engineer and act for the State highway department in all matters which have not been especially delegated by law to the State highway engineer. On or before the 1st day of April in each year, it shall be the duty of the commission to submit a printed report to the governor stating as near as possible the number of miles of road built or improved and also the culverts and bridges constructed during the preceding year, the cost and general character of same and the location of materials suitable for road construction, and said report shall also show where said roads, culverts and bridges have been constructed. Said commission shall recommend such legislation as it deems advisable and furnish any other information concerning road and bridge improvement as may be deemed expedient.

Section 3. The State highway commission shall elect from its membership a chairman; it shall have a seal and the members thereof shall have the power to administer oaths. The State highway department shall be provided with a suitable office at the capitol and at such other places as the demands on the department may require, which shall be under the charge of the State highway engineer and same shall be kept open at such times as the business of said department and the convenience and interests of the public shall require. Said offices shall be conveniently and properly furnished at the expense of the State and shall be the repository for all records of the State highway department. The State highway commission shall hold meetings at such times and places as it may deem essential for the proper carrying out of the provisions of this act. Provided, that nothing in this section contained shall interfere or conflict with the jurisdiction, authority and duties of the governor, State budget commission, or the State board of control and economy.

Section 4. The State highway commission shall elect a State highway engineer who shall be a competent civil engineer, having had not less than six years responsible engineering experience, of which not less than three years must have been in responsible highway engineering. Said State highway engineer shall hold office subject to the pleasure of the commission and his salary, not to exceed \$6,000.00 per annum, shall be fixed by the commission and be payable monthly. He shall also be allowed his actual and necessary traveling and other necessary expenses as provided by law while engaged in the performance of his official duties and shall give his whole time to the duties of his office. He shall take the constitutional oath of office and execute a bond to the State in such penal sum as may be prescribed by the governor in a guaranty company doing business in Alabama, to be approved by the governor, conditioned upon the faithful performance of his official duties. The premium of said bond shall be paid by the State highway department. He shall keep a record of every act of the State highway commission and, with the consent of the commission, subject to the approval of the governor, he may employ such assistant engineers, chemists, clerks, stenographers, draftsmen, foremen and laborers as may be necessary for the proper carrying on of the work of the State highway department, and fix their compensation, which shall be paid out of the State highway fund. It shall be the duty of the State highway engineer to give such advice and assistance to county and municipal officials with regard to the construction and maintenance of roads and bridges in the State as his time and other duties will permit, and as the rules and regulations of the commission may prescribe. He and his assistants may be required to attend public meetings held in or out of the State in the interest of improved road and bridge construction and maintenance. The State highway commission shall be and it is hereby made subject to the provisions of the act establishing the State budget commission, approved February 11, 1919, and none of the provisions of this act are to be construed as conflicting with or altering, impairing, or repealing any provision of said act.

Section 5. Motor vehicles used by the State highway department, its officials and engineers shall not be subject to any State, county or municipal license. The attorney general of the State shall be ex-officio attorney for the State highway department and shall give said department such legal counsel as it may require. He shall receive his necessary traveling expenses, as provided by law, when in the performance of his duties as ex-officio attorney for said department.

Section 6. The State highway engineer shall keep on file in his office copies of all plans and specifications prepared by the State highway department, and the files and records of said department shall, under reasonable regulations, be kept open for inspection by the public at all times. Certified copies thereof shall be received in evidence in all courts of this State.

Section 7. The State highway engineer shall cause to be made and kept in his office a general highway map of the State which shall show all State trunk roads; he shall collect information and prepare statistics relative to the mileage, character and condition of the roads and bridges in all counties of the State. He shall investigate and determine the methods of road construction best adapted to the various sections of the State and shall establish standards for the maintenance of roads and bridges which have been constructed with State aid. He may at all reasonable times be consulted by county and municipal officials relative to any question involving the construction of roads and bridges, and he may call on all county and municipal officials for any information or assistance he may require, and it shall be their duty to supply same. Any county or municipal official who fails to supply such information, shall be guilty of a misdemeanor and upon conviction be fined not less than \$10.00 nor more than \$100.00. The State highway engineer shall determine the character and have general supervision over the construction and maintenance of all public roads and bridges in the State. He shall report all of the proceedings of his office to the State highway commission at such times as it may designate.

Section 8. There is hereby appropriated to the State highway department for its use the entire net revenue derived by the State from the sale of motor vehicle licenses. Said sums herein appropriated, when received by the State treasurer, shall be set aside in a special fund known as the State highway fund and be used for no other purpose than the carrying out of the provisions of this act. Said State highway fund shall be paid out of the treasury on the State auditor's warrant drawn upon presentation to him of the certificate of the State highway commission signed by the State highway engineer and approved by the governor; provided, that in the event that the State shall issue and sell bonds for the construction of public roads the appropriation herein made shall be used for the payment of interest on said bonds and maintenance of roads and provide a sinking fund.

Section 8½. When any county in the State, shall appropriate any sum of money to match a like sum of money given by the Federal government, through the State highway department for the construction of a Federal aid project, provided work on such

project begins after the passage of this act, the said county shall be refunded an amount equal to the amount expended by the county on the project, by the State highway commission from any funds that may be derived from the sale of State road bonds. Such payment shall be made on certificate to the State auditor by the State highway engineer, approved by the chairman of the State highway commission, to the effect that such county is entitled to such fund. Provided, however, that nothing in this section shall authorize expenditure in any county of more than its equitable portion of said funds.

Section 9. The State highway commission shall adopt such rules and regulations for the construction and maintenance of the public roads and bridges in Alabama as it shall deem proper. Same shall be printed and furnished to all local road officials in the State.

Section 10. No member of the State highway commission, the State highway engineer or any other person in the employ of the State highway department shall be, either directly or indirectly, interested in any contract for the construction or maintenance of any road or bridges in the State, or in the sale of any machinery, material or anything whatever entering into the construction, maintenance or repair of said roads and bridges, and any person violating the provisions of this section shall be guilty of a misdemeanor and upon conviction thereof shall be fined not less than \$200.00 nor more than \$500.00, and may also be sentenced to hard labor for not more than one year.

Section 11. The State highway commission, subject to the approval of the governor, and subject to the provisions of the State budget commission act, shall reserve out of the State highway fund sufficient sum annually, based upon estimates furnished by the State highway engineer, to support the State highway department. The balance shall be used in the construction and maintenance of State trunk roads and bridges on State trunk roads, as provided in this act. Before making any appropriations to counties of State aid, the State highway commission shall first set aside out of the State highway fund a sum, in its opinion, sufficient to secure the Federal fund apportioned to the State, so that the State will not lose the benefit of the appropriation of Federal aid. Whenever the court of county commissioners, board of revenue or other like governing body of a county shall desire that a State trunk road or bridge on a State trunk road in said county be constructed or maintained with State aid, written application shall be made by said body to the State highway commission, under such rules and regulations as said commission may prescribe. Such application shall be considered by the com-

mission and if approved by it, the State highway engineer or one of his assistants, shall view said road or bridge and cause to be made surveys, plans, specifications and estimates of the cost of its construction or maintenance, and the State highway commission shall thereupon appropriate out of the State highway fund such part of the estimated cost of said work as it may deem proper, and the State highway department shall proceed to do said work. If it deems best, the commission may condition said appropriation upon the appropriation by the county for said work of an amount fixed by the commission, which shall be paid into the State treasury to the credit of the State highway fund before the work begins. Whenever a county fails to make application for the construction or maintenance of a road or bridge, or the commission deems it best for such work to be done, it may proceed to construct or maintain any part of a State trunk road or bridge upon a State trunk road and pay part or all of the cost of said work out of the State highway fund.

Section 12. The State highway engineer shall furnish a competent engineer when needed during the progress of road or bridge construction or maintenance in any county under the provisions of this act, who shall supervise said work and see that the plans and specifications are complied with. Whenever it is proposed to do said work by contract and the estimated cost of same exceeds \$5,000.00, the State highway engineer shall advertise for bids at least thirty days in advance of the award of the contract in a newspaper published in the city of Montgomery, and in a newspaper published in the county where the work is to be done, and he shall receive bids for all or a part of said work and let the contract to the lowest responsible bidder, subject to the approval of the State highway commission. He shall reserve the right, however, to reject any and all bids and call for new bids or perform the work or a part of said work by day labor or convict labor as he may deem best for the interest of the State and county. When any work is done by contract the State highway commission shall require a bond of the contractor for the faithful performance of the work. Said bond shall be payable to the State of Alabama and shall be approved by the State highway commission, and it shall be in the amount of the contract price. The State highway engineer may authorize partial payments to a contractor performing any road or bridge work as the same progresses. The progress estimates and payments shall be based upon materials in place and labor expended upon the work, but not more than eighty-five per cent (85%) of the contract price of the work shall be paid in advance of the full completion and acceptance of same. At least 15% of the full con-

tract price of any such work shall be withheld until the work is satisfactorily completed and accepted by the State highway engineer.

Section 13. Every contract for road or bridge construction or maintenance under the provisions of this act shall be made in the name of the State of Alabama and signed by the State highway engineer.

Section 14. The rights of way deemed necessary by the State highway department for a road constructed under the provisions of this act shall be acquired by the county in which such road is located without expense to the State. Should the county fail or refuse to acquire the necessary right of way, the State, through the State highway commission, shall have authority to acquire such rights of way either by purchase or by the exercise of the right of eminent domain.

Section 15. On or before the first day of February in each year the presiding officer of every court of county commissioners, board of revenue or like governing body in this State, shall certify to the State highway department the amount of money expended for all purposes in road and bridge construction and maintenance in this county during the preceding year and also furnish a statement of the estimated amounts of funds that will be available in said county for road and bridge construction and maintenance during the current year.

Section 16. No road constructed or maintained under the provisions of this act shall be dug up or used for lying pipe lines, pole lines, sewers, railways or for other similar purposes, without the written permit of the proper road authorities of the county in which the road is located, approved by the State highway engineer and then such work shall be done only in accordance with the regulations prescribed by the said engineer, and the cost of replacing the road in as good condition as it was before said work was done shall be paid by the person to whom or in whose behalf such permit was given. Such person shall furnish the State with a cash deposit or certified check upon a solvent bank in an amount required by the State highway engineer, conditioned that same is to be forfeited to the State in the event said road is not placed in as good condition as it was prior to said work being done, within fifteen days from the time said work is completed.

Section 17. The State highway department, subject to the control, authority and supervision of the State board of control and economy, is authorized to rent such offices and buildings as may be necessary, to purchase all live stock, machinery, tools and other equipment that it may deem necessary for use upon

roads and bridges constructed or maintained under the provisions of this act, and pay for same out of the State highway fund. It shall also pay out of said fund the necessary expenses of said department of every description, including traveling expenses of the officials and engineers, foremen and clerks while in the actual performance of their duties; and also the cost of all supplies for said department and the maintenance of live stock and machinery. All purchases shall be made through the State board of control and economy as provided by law.

Section 18. The State highway commission may make such changes or additions to the system of State trunk roads as it may deem proper and construct or maintain the same with State aid under the provisions of this act.

Section 19. That the State highway department shall work State convicts in the construction and maintenance of public roads and bridges of Alabama as may now or hereafter be provided by law.

Section 20. That the Legislature of the State of Alabama hereby assents to the provisions of the act of Congress approved July 11, 1916, known as the "Federal Aid Law," entitled, "An act to provide that the United States shall aid the states in the construction of rural post roads and for other purposes." The State highway department is hereby authorized to enter into all contracts and agreements with the United States government relating to the construction and maintenance of rural post roads under the provisions of the said act of Congress, to submit such scheme or program of construction and maintenance as may be required by the secretary of agriculture and to do all other things necessary to fully carry out the co-operation contemplated and provided for by said act. The good faith of the State of Alabama is hereby pledged to make available funds sufficient to equal the sum apportioned by the State by or under the United States government and to maintain the roads constructed under the provisions of said act, and to make adequate provisions for caring for such maintenance.

Section 21. The State highway department is authorized to make all such rules and regulations as may be necessary to carry out the provisions of this act.

Section 22. The act approved April 5, 1911, entitled, "An act to provide for the creation of a State highway commission, defining its powers, duties and compensations, and methods to be adopted for control of same and for appropriation and maintenance of the same and to give State aid and State supervision over all public roads, culverts and bridges of the State for construction of a permanent nature and the maintenance thereof

wherein any portion of the appropriation hereinafter made shall be used for such purpose; and to make an appropriation therefor out of the net revenue of the convict fund of the State and from other sources," is hereby repealed.

Section 23. That the State highway commission or highway department shall locate, construct and maintain, the highways or State trunk roads so as to connect each county seat with the county seats of the adjoining counties by the most direct and most feasible route by a permanent road having due regard to the public welfare and to connect the county seats of the several border counties at or near the State line with a public road in the border states. Provided that in counties divided into two judicial divisions in each of which regular terms of the circuit court are held, the places where said terms of court are held, shall be connected with each other.

Section 24. It shall be the duty of said State highway commission or highway department to equitably apportion among the several counties the expenditures of both money and labor and the time or times of making such investments; said roads to be constructed and maintained without expense to the several counties.

Section 25. This act shall take effect October 1st, 1919.

Section 26. All laws or parts of laws, local or general, inconsistent or in conflict with the provisions of this act are hereby repealed.

Section 27. That if any section or provision of this act shall be held to be void or unconstitutional, it shall not affect or destroy the validity or constitutionality of any other section or provision which is not in and of itself void and unconstitutional.

3rd. We further recommend that the House concur in said Senate amendment.

Respectfully submitted,

Jno. Rogers,

John B. Tally,

R. B. Evins,

Committee on part of Senate.

W. J. Dansby,

J. C. Arnold,

O. L. Tompkins,

A. M. Tunstall,

Thos. E. Orr,

Committee on part of House.

The report of the above Conference Committee was concurred in and adopted.

Yeas, 85; nays, 0.

*Yeas:***Messrs:**

Mr. Speaker	Deese	Jones (Montgomery)	Robertson
Albright	Dickson	Johnson	Ross
Alexander	Edwards (Pike)	Lawson	Russell
Allen	Ellis (Elmore)	Lee (Butler)	Salter
Andrews	Fletcher	Lee (Perry)	Seale
Arnold	Gilbert	Long (Butler)	Shaw
Austin	Graham (Autauga)	Long (Sumter)	Simpson
Baker	Graham (Clarke)	Longshore	Smith
Barganier	Guy	Lynne	Sparks
Blunt	Hall (Henry)	Matthews (Wilcox)	Stewart
Bracken	Hall (Marion)	Milford	Stoddard
Brindley	Hale	Murphree	Tompkins
Burks	Hardaway	McDonald	Trammell
Calvert	Hare	Oakley	Truss
Carnley	Hawkins	Oliver	Tunstall
Christian	Hollis	Orr	Van de Graff
Christopher	Holmes (Baldwin)	Parker	Waddell
Cliett	Howle	Partridge	Whorton
Cobbs	Ingram	Peters	Williams
Collins	Jones (Escambia)	Pittman	Wilson
Crump	Jones (Marengo)	Preston	Woodard
Dansby			

—85

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate has non-curred in the House amendment to the bill:

S. 593. To provide and submit to the qualified electors of the State of Alabama at an election to be held on the first Monday after the expiration of three months from and after the final adjournment of the present session of the Legislature at which this amendment is proposed, an amendment to the Constitution of the State of Alabama, whereby the following municipal corporations, Birmingham, Bessemer, Huntsville, Florence, Selma, Mobile, Anniston, Athens, Jacksonville, Auburn, Fairfield, Carbon Hill and LaFayette, in the State of Alabama may levy and collect a rate of taxation on the property situated therein not exceeding in the total in any one year one and one-half (1½) per centum of the value of such property as assessed as provided by the Constitution and statutes now or hereafter enacted pursuant to the Constitution; provided, that the total rate of taxation levied by such municipal corporations shall not in any one year exceed one (1) per centum, unless the rate in excess thereof shall have been submitted to and authorized by ballot by the qualified electors of such municipal corporations, respectively, at elections to be held by them from time to time for such purposes and to provide for such elections.

And requests a Committee of Conference.

Committee on part of the Senate, Messrs. West, Rogers of Lauderdale, Ellis, Tally and Phillips.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The House acceded to the request of the Senate for a Committee of Conference on the bill, S. 593, and the Speaker named as a Committee of Conference on part of the House, Messrs. Shaw, Sherrod, Tompkins, Jones of Montgomery and Hale.

REPORT OF CONFERENCE COMMITTEE.

To the Legislature of Alabama:

We, your Conference Committee on the disagreement between the two houses on House bill 555, to divide the State into judicial circuits for the circuit courts, respectfully report:

We recommend that the House concur in the Senate amendments.

W. P. Acker,
A. H. Carmichael,
Committee on the part of the Senate.
F. W. Hare,
S. A. Lynne,
Committee on the part of the House.

And the report of the committee was concurred in and adopted.

Yeas, 59; nays, 14.

Yeas:

Messrs:

Mr. Speaker	Collins	Howle	Pittman
Adams	Crump	Ingram	Robertson
Albright	Dansby	Jones (Escambia)	Ross
Allen	Deese	Jones (Montgomery)	Russell
Andrews	Edwards (Pike)	Jordan	Salter
Austin	Fletcher	Lawson	Seale
Barganier	Gilbert	Longshore	Shaw
Blunt	Graham (Clarke)	Lynne	Sparks
Brindley	Hall (Marion)	Milford	Stoddard
Burks	Hale	Murphree	Tompkins
Calvert	Hardaway	McDonald	Van de Graff
Christopher	Hare	Oakley	Waddell
Clayton	Hawkins	Oliver	Wilson
Cliett	Hollis	Partridge	Woodard
Cobbs	Holmes (Baldwin)	Peters	

Nays:

Messrs:

Alexander	Johnson	Parker	Smith
Baker	Lee (Butler)	Preston	Trammell
Ellis (Elmore)	Lee (Perry)	Simpson	Whorton
Guy	Long (Butler)		

—14

BILLS ON THIRD READING.

S. 712. To make appropriations to the Alabama Girls' Technical Institute.

Was read a third time at length and passed.

Yeas, 70; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dansby	Lawson	Robertson
Adams	Dickson	Lee (Perry)	Ross
Alexander	Edwards (Pike)	Lewis	Russell
Allen	Gilbert	Long (Sumter)	Seale
Andrews	Graham (Autauga)	Longshore	Shaw
Arnold	Graham (Clarke)	Lynne	Simpson
Austin	Guy	Matthews (Wilcox)	Smith
Barganier	Hall (Henry)	Milford	Sparks
Blunt	Hall (Marion)	Murphree	Tompkins
Bracken	Hare	McDonald	Trammell
Brindley	Harrison	Oakley	Truss
Burks	Hawkins	Orr	Tunstall
Carnley	Hollis	Parker	Van de Graff
Christian	Holmes (Baldwin)	Partridge	Waddell
Clayton	Ingram	Peters	Whorton
Cliett	Jones (Escambia)	Pittman	Wilson
Collins	Jones (Montgomery)	Preston	Woodard
Crump	Johnson		

—70

S. 713. To make appropriations to the University of Alabama.

Was read a third time at length and passed.

Yeas, 74; nays, 1.

Yeas:

Messrs:

Mr. Speaker	Christian	Gilbert	Jones (Marengo)
Adams	Christopher	Graham (Autauga)	Jones (Montgomery)
Alexander	Clayton	Graham (Clarke)	Johnson
Allen	Cliett	Hall (Henry)	Lawson
Andrews	Cobbs	Hall (Marion)	Lee (Perry)
Austin	Collins	Hale	Lewis
Barganier	Crump	Hare	Long (Sumter)
Blunt	Dansby	Hawkins	Longshore
Bracken	Dickson	Hollis	Lynne
Brindley	Edwards (Pike)	Howle	Matthews (Wilcox)
Burks	Ellis (Elmore)	Ingram	Milford
Carnley	Fletcher	Jones (Escambia)	Murphree

McDonald	Preston	Sparks	Tunstall
Oakley	Robertson	Stewart	Van de Graff
Oliver	Ross	Stoddard	Whorton
Orr	Russell	Tompkins	Williams
Partridge	Salter	Trammell	Wilson
Peters	Seale	Truss	Woodard
Pittman	Shaw		

—74

Nays:

Mr. Baker—1.

S. 716. To provide for making appropriations to the Alabama Polytechnic Institute.

Was read a third time at length and passed.

Yeas, 68; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Jones (Marengo)	Pittman
Adams	Dansby	Jones (Montgomery)	Robertson
Alexander	Dickson	Johnson	Ross
Allen	Edwards (Pike)	Lawson	Russell
Andrews	Fletcher	Lee (Perry)	Salter
Austin	Gilbert	Lewis	Seale
Barganier	Graham (Autauga)	Long (Sumter)	Shaw
Blunt	Graham (Clarke)	Longshore	Simpson
Bracken	Hall (Henry)	Lynne	Sparks
Brindley	Hale	Matthews (Wilcox)	Stoddard
Burks	Hare	Milford	Tompkins
Carnley	Hawkins	Murphree	Trammell
Christian	Hollis	McDonald	Truss
Christopher	Holmes (Baldwin)	Oliver	Van de Graff
Cliett	Howle	Parker	Waddell
Cobbs	Ingram	Partridge	Whorton
Collins	Jones (Escambia)	Peters	Wilson

—68

S. 285. To make an appropriation for the relief of Robert H. Greene.

Was read a third time at length and passed.

Yeas, 67; Nays, 1.

Yeas:

Messrs:

Mr. Speaker	Burks	Ellis (Elmore)	Ingram
Adams	Carnley	Fletcher	Jones (Escambia)
Albright	Christian	Gilbert	Jones (Montgomery)
Alexander	Christopher	Graham (Clarke)	Johnson
Allen	Clayton	Hall (Henry)	Jordan
Andrews	Cliett	Hall (Marion)	Lawson
Austin	Cobbs	Hale	Lee (Perry)
Baker	Collins	Hardaway	Long (Sumter)
Blunt	Crump	Hawkins	Matthews (Wilcox)
Bracken	Deese	Holmes (Baldwin)	Milford
Brindley	Edwards (Pike)	Howle	Murphree

McDonald	Robertson	Sherrod	Truss
Oakley	Ross	Smith	Van de Graff
Oliver	Russell	Sparks	Waddell
Orr	Salter	Stoddard	Wilson
Peters	Seale	Tompkins	Woodard
Pittman	Shaw	Trammell	

—67

Nays:

Mr. Preston—1.

S. 546. For the creation, organization and maintenance of stump and land clearing districts in the State of Alabama for the purpose of clearing and stumping land or lands, nor now fitted for agricultural purposes, for sanitary or agricultural purposes, or when the same may be conducive to the public health, convenience or welfare or of public utility or benefit, by clearing or stumping or otherwise; to define the privileges, powers, duties and liabilities of such stump and land clearing districts, the officers and agents thereof; to provide for the levying of taxes upon the property in said clearing district or districts authorizing the issuance of bonds by such stump and land clearing districts; and giving to said stump and land clearing districts full power to acquire such machinery, tools, lands and property as may be necessary and proper for its purposes.

Was read a third time at length and passed.

Yeas, 67; nays, 2.

Yeas:

Messrs:

Mr. Speaker	Crump	Jones (Escambia)	Reynolds
Adams	Dansby	Jones (Montgomery)	Robertson
Allen	Deese	Johnson	Ross
Andrews	Dickson	Jordan	Russell
Arnold	Fletcher	Lee (Perry)	Seale
Baker	Gilbert	Lewis	Shaw
Barganier	Graham (Autauga)	Long (Sumter)	Simpson
Blunt	Graham (Clarke)	Longshore	Smith
Burks	Guy	Lynne	Stoddard
Calvert	Hall (Marion)	Matthews (Wilcox)	Tompkins
Carnley	Hale	Murphree	Trammell
Christian	Hardaway	McDonald	Truss
Christopher	Hare	Oakley	Van de Graff
Clayton	Hollis	Oliver	Waddell
Cliett	Holmes (Baldwin)	Parker	Wilson
Cobbs	Howle	Peters	Woodard
Collins	Ingram	Pittman	

—67

Nays:

Messrs:

Alexander Whorton

—2

S. 521. To create the department of examiners of accounts, to prescribe its powers, duties and functions, provide for the ap-

pointment of a chief examiner and assistant examiners, to regulate the duties and compensation of such officials, and to provide clerical help for said department.

Was read a third time at length and passed.

Yeas, 64; nays, 2.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Hawkins	Oakley
Albright	Collins	Holmes (Baldwin)	Oliver
Allen	Crump	Howle	Peters
Andrews	Dansby	Ingram	Pittman
Arnold	Deese	Jones (Escambia)	Robertson
Baker	Dickson	Jones (Montgomery)	Ross
Barganier	Ellis (Elmore)	Johnson	Russell
Blunt	Gilbert	Jordan	Shaw
Brindley	Graham (Autauga)	Lawson	Simpson
Burks	Graham (Clarke)	Lee (Perry)	Smith
Calvert	Guy	Long (Sumter)	Tompkins
Carnley	Hall (Henry)	Longshore	Trammell
Christian	Hall (Marion)	Lynne	Van de Graff
Christopher	Hale	Matthews (Wilcox)	Williams
Clayton	Hardaway	Murphree	Wilson
Cliett	Hare	McDonald	Woodard

—64

Nays:

Messrs:

Parker Preston

—2

S. 532. To authorize the consolidation of contiguous territory in two or more adjoining counties into one school district; to provide for the management and control of the school or schools of such consolidated district; to provide for the levy and expenditure of funds and for the issuance of interest bearing warrants for the erection, repair or equipment of school buildings in such consolidated district; to provide for the maintenance and support of the school or schools in such consolidated district, and to ratify and confirm local tax elections held in the territory consolidated prior to such consolidation.

Was read a third time at length and passed.

Yeas, 68; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Barganier	Christopher	Fletcher
Adams	Blunt	Clayton	Gilbert
Albright	Bracken	Cliett	Graham (Autauga)
Alexander	Brindley	Collins	Graham (Clarke)
Allen	Burks	Crump	Hall (Henry)
Andrews	Calvert	Dansby	Hall (Marion)
Arnold	Carnley	Deese	Hale
Austin	Christian	Dickson	Hardaway

Hare	Lewis	Oliver	Shaw
Holmes (Baldwin)	Long (Sumter)	Orr	Smith
Howle	Longshore	Parker	Stewart
Ingram	Lynne	Peters	Tompkins
Jones (Escambia)	Matthews (Wilcox)	Pittman	Trammell
Jones (Montgomery)	Mitchell	Preston	Van de Graff
Johnson	Murphree	Ross	Williams
Lawson	McDonald	Russell	Wilson
Lee (Perry)	Oakley	Seale	Woodard

—68

S. 750. To fix the compensation of the several State executive officers, officers of departments and boards, subordinate officers, clerks, watchmen and capitol servants.

Was read a third time at length and passed.

Yeas, 63; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Collins	Ingram	Pittman
Albright	Crump	Jones (Escambia)	Preston
Alexander	Dansby	Jones (Montgomery)	Ross
Allen	Deese	Johnson	Russell
Andrews	Dickson	Jordan	Salter
Arnold	Gilbert	Lee (Perry)	Shaw
Austin	Graham (Autauga)	Lewis	Smith
Barganier	Graham (Clarke)	Long (Sumter)	Stewart
Blunt	Guy	Longshore	Tompkins
Bracken	Hall (Henry)	Lynne	Trammell
Brindley	Hall (Marion)	Matthews (Wilcox)	Van de Graff
Burks	Hale	Murphree	Whorton
Carnley	Hardaway	McDonald	Williams
Christian	Hare	Oliver	Wilson
Christopher	Holmes (Baldwin)	Orr	Woodard
Cliett	Howle	Peters	

—63

S. 453. To authorize the extension of the corporate existence of banking corporations organized under or chartered by any special act of the Legislature and to provide the method of making such extension.

Was read a third time at length and passed.

Yeas, 66; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Bracken	Dansby	Hale
Albright	Burks	Deese	Hardaway
Alexander	Calvert	Dickson	Hare
Allen	Carnley	Ellis (Elmore)	Holmes (Baldwin)
Andrews	Christian	Gilbert	Howle
Arnold	Christopher	Graham (Autauga)	Ingram
Austin	Cliett	Graham (Clarke)	Jones (Escambia)
Baker	Collins	Hall (Henry)	Jones (Montgomery)
Blunt	Crump	Hall (Marion)	Johnson

Jordan	McDonald	Russell	Stoddard
Lee (Perry)	Oakley	Salter	Tompkins
Lewis	Orr	Seale	Van de Graff
Long (Sumter)	Parker	Shaw	Whorton
Longshore	Peters	Simpson	Williams
Lynne	Pittman	Smith	Wilson
Milford	Preston	Sparks	Woodard
Murphree	Robertson		

—66

S. 371. To amend section 2 of an act "To provide for the creation of the office of State prison inspector; to prescribe the duties and powers of such office; to provide for the necessary assistants to said inspector; to fix the compensation of such inspector and his assistants; to provide for the construction, the regulation, the management, the maintenance, the operation, the healthfulness, and the sanitation of all county jails, almshouses, and such town and city prisons as are in towns or cities of ten thousand or more population according to the last Federal census, under the supervision of said inspector, and to prescribe the duties of the various public officials with respect thereto, and to provide punishment for violations of this act," approved April 8, 1911 (General Acts 1911, p. 356.)

Was read a third time at length and passed.

Yeas, 60; nays, 3.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Jones (Escambia)	Pittman
Alexander	Collins	Jones (Montgomery)	Preston
Allen	Crump	Johnson	Robertson
Andrews	Dansby	Lawson	Ross
Arnold	Deese	Lee (Perry)	Russell
Austin	Gilbert	Lewis	Seale
Barganier	Graham (Autauga)	Long (Sumter)	Shaw
Blunt	Graham (Clarke)	Lynne	Sherrod
Brindley	Hall (Marion)	Matthews (Wilcox)	Simpson
Burks	Hale	Milford	Smith
Carnley	Hardaway	Murphree	Tompkins
Christian	Hare	McDonald	Trammell
Christopher	Holmes (Baldwin)	Oakley	Van de Graff
Clayton	Holmes (Elmore)	Orr	Wilson
Cliett	Ingram	Peters	Woodard

—60

Nays:

Messrs:

Ellis (Elmore)	Longshore	Whorton
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—3

S. 572. To create a commission with authority and powers to act for and on behalf of the State of Alabama in acquiring by purchase or condemnation the building in the city of Montgomery, Alabama, commonly known and designated as the "First White House of the Confederacy," and also the land whereon

said building rests or such other land as said commission may deem advisable, and to make appropriation for such purpose and for the maintenance and repair of such property.

Was read a third time at length and passed.

Yeas, 67; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Jones (Escambia)	Pittman
Albright	Collins	Jones (Montgomery)	Preston
Alexander	Crump	Johnson	Robertson
Allen	Dansby	Lawson	Ross
Andrews	Deese	Lee (Butler)	Russell
Arnold	Dickson	Long (Butler)	Seale
Austin	Edwards (Pike)	Long (Sumter)	Shaw
Baker	Ellis (Elmore)	Longshore	Simpson
Barganier	Gilbert	Lynne	Sparks
Blunt	Graham (Clarke)	Matthews (Wilcox)	Stewart
Brindley	Guy	Milford	Stoddard
Burks	Hall (Marion)	Murphree	Tompkins
Carnley	Hale	McDonald	Van de Graff
Christian	Hardaway	Oakley	Whorton
Christopher	Hawkins	Oliver	Wilson
Clayton	Holmes (Baldwin)	Parker	Woodard
Cliett	Ingram	Partridge	

—67

S. 553. To provide for a clerk to the tax assessor in counties having more than 37,000 population and less than 37,400 population, according to the 1910 Federal census, to prescribe the duties of such clerks and provide for their appointment and compensation.

Was read a third time at length and passed.

Yeas, 66; nays, 1.

Yeas:

Messrs:

Mr. Speaker	Dansby	Johnson	Preston
Adams	Deese	Jordan	Ross
Alexander	Ellis (Elmore)	Lawson	Russell
Allen	Graham (Autauga)	Lee (Perry)	Salter
Andrews	Graham (Clarke)	Lewis	Seale
Arnold	Guy	Long (Sumter)	Shaw
Austin	Hall (Henry)	Longshore	Sherrod
Barganier	Hall (Marion)	Lynne	Smith
Blunt	Hale	Matthews (Wilcox)	Sparks
Brindley	Hardaway	Milford	Tompkins
Burks	Hare	Murphree	Trammell
Calvert	Hollis	McDonald	Waddell
Christian	Holmes (Baldwin)	Orr	Whorton
Christopher	Howle	Parker	Williams
Cliett	Ingram	Peters	Wilson
Collins	Jones (Escambia)	Pittman	Woodard
Crump	Jones (Montgomery)		

—66

Nays:

Mr. Van de Graff—1.

S. 528. To authorize the governor to provide a suitable site for the establishment of a sanatorium for the use of the Alabama Sanatorium for Consumption and Tuberculosis conditioned upon the sale of the present site for such use located in Cullman county, Alabama, and consisting of about four hundred and sixty (460) acres heretofore acquired under the authority of Section 777 of the Political Code of Alabama; also to authorize the governor to sell and convey the said land heretofore acquired for such site, and out of the proceeds of such sale to purchase a suitable site for such sanatorium; provided that the sanatorium to be so acquired may be located and established, with the governor's approval, on any lands suitable for such purpose, now owned by the State, and if so located and established on such lands now owned by the State, then the proceeds of such sale to be covered into the general funds of the treasury.

Was read a third time at length and passed.

Yeas, 67; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Jones (Marengo)	Pittman
Albright	Collins	Jones (Montgomery)	Preston
Alexander	Crump	Johnson	Robertson
Allen	Dansby	Lawson	Russell
Andrews	Deese	Lee (Perry)	Seale
Arnold	Dickson	Lewis	Shaw
Austin	Gilbert	Long (Sumter)	Simpson
Baker	Graham (Autauga)	Longshore	Sparks
Barganier	Graham (Clarke)	Lynne	Stoddard
Blunt	Guy	Matthews (Wilcox)	Tompkins
Brindley	Hall (Marion)	Milford	Trammell
Burks	Hale	Murphree	Waddell
Calvert	Hardaway	McDonald	Whorton
Carnley	Hawkins	Oakley	Williams
Christian	Holmes (Baldwin)	Orr	Wilson
Christopher	Ingram	Parker	Woodard
Cliett	Jones (Escambia)	Peters	

—67

S. 566. To establish a school at Eufaula, Alabama, to be known as the Southeast Alabama Industrial School, to provide for its management and to make an appropriation therefor.

Was read a third time at length and passed.

Yeas, 58; nays, 9.

Yeas:

Messrs:

Mr. Speaker	Arnold	Carnley	Collins
Adams	Blunt	Christopher	Crump
Albright	Brindley	Clayton	Dansby
Allen	Burks	Cliett	Deese
Andrews	Calvert	Cobbs	Fletcher

Gilbert	Johnson	McDonald	Seale
Graham (Autauga)	Jordan	Oakley	Shaw
Graham (Clarke)	Lawson	Parker	Simpson
Hall (Henry)	Lewis	Peters	Sparks
Hall (Marion)	Long (Sumter)	Pittman	Stoddard
Hale	Longshore	Preston	Tunstall
Hardaway	Lynne	Ross	Van de Graff
Hare	Matthews (Wilcox)	Russell	Wilson
Holmes (Baldwin)	Milford	Salter	Woodard
Ingram	Murphree		

—58

Nays:

Messrs:

Baker	Jones (Montgomery)	Stewart	Whorton
Bracken	Long (Butler)	Trammell	Williams
Ellis (Elmore)			

—9

S. 748. To make appropriations for the ordinary expenses for the executive, legislative and judicial departments of the State for the interest of the public debt and for the public schools.

Was taken up. Mr. Murphree offered the following amendment to the bill:

Amend by adding the following: Sec. A. There is hereby appropriated for the maintenance and support of the public schools three hundred and fifty thousand dollars for the fiscal year beginning October, 1919, and for each fiscal year thereafter the sum of five hundred thousand dollars.

And the amendment was adopted.

Yeas, 64; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Johnson	Preston
Adams	Dansby	Jordan	Ross
Alexander	Deese	Lawson	Russell
Allen	Ellis (Elmore)	Lee (Perry)	Salter
Andrews	Graham (Autauga)	Lewis	Seale
Arnold	Graham (Clarke)	Long (Sumter)	Shaw
Austin	Guy	Longshore	Sherrod
Barganier	Hall (Henry)	Lynne	Smith
Blunt	Hale	Matthews (Wilcox)	Sparks
Brindley	Hardaway	Milford	Tompkins
Burks	Hare	Murphree	Trammell
Calvert	Hollis	McDonald	Van de Graff
Christian	Howle	Orr	Whorton
Christopher	Ingram	Parker	Williams
Cliett	Jones (Escambia)	Peters	Wilson
Collins	Jones (Montgomery)	Pittman	Woodard

—64

Mr. Murphree offered the following amendment to the bill:

Amend bill so as to make the amount appropriated for salary of marshal and librarian of Supreme Court (\$3,000) three thousand dollars per annum.

And the amendment was adopted.

Yeas, 64; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Johnson	Preston
Adams	Dansby	Jordan	Ross
Alexander	Deese	Lawson	Russell
Allen	Ellis (Elmore)	Lee (Perry)	Salter
Andrews	Graham (Autauga)	Lewis	Seale
Arnold	Graham (Clarke)	Long (Sumter)	Shaw
Austin	Guy	Longshore	Sherrod
Barganier	Hall (Henry)	Lynne	Smith
Blunt	Hale	Matthews (Wilcox)	Sparks
Brindley	Hardaway	Milford	Tompkins
Burks	Hare	Murphree	Trammell
Calvert	Hollis	McDonald	Van de Graff
Christian	Howle	Orr	Whorton
Christopher	Ingram	Parker	Williams
Cliett	Jones (Escambia)	Peters	Wilson
Collins	Jones (Montgomery)	Pittman	Woodard

—64

Mr. Murphree offered the following amendment to the bill:

Amend subdivision fifteen of the same title by striking therefrom three thousand dollars (\$3,000) and inserting in lieu thereof four thousand dollars (\$4,000).

And the amendment was adopted.

Yeas, 64; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Johnson	Preston
Adams	Dansby	Jordan	Ross
Alexander	Deese	Lawson	Russell
Allen	Ellis (Elmore)	Lee (Perry)	Salter
Andrews	Graham (Autauga)	Lewis	Seale
Arnold	Graham (Clarke)	Long (Sumter)	Shaw
Austin	Guy	Longshore	Sherrod
Barganier	Hall (Henry)	Lynne	Smith
Blunt	Hale	Matthews (Wilcox)	Sparks
Brindley	Hardaway	Milford	Tompkins
Burks	Hare	Murphree	Trammell
Calvert	Hollis	McDonald	Van de Graff
Christian	Howle	Orr	Whorton
Christopher	Ingram	Parker	Williams
Cliett	Jones (Escambia)	Peters	Wilson
Collins	Jones (Montgomery)	Pittman	Woodard

—64

Mr. Murphree offered the following amendment to the bill:

Amend subdivision seventeen of the same title by striking therefrom the words "for every year" and inserting in lieu thereof "per annum until the expiration of the term of the present incumbent."

And the amendment was adopted.
Yeas, 64; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Johnson	Preston
Adams	Dansby	Jordan	Ross
Alexander	Deese	Lawson	Russell
Allen	Ellis (Elmore)	Lee (Perry)	Salter
Andrews	Graham (Autauga)	Lewis	Seale
Arnold	Graham (Clarke)	Long (Sumter)	Shaw
Austin	Guy	Longshore	Sherrod
Barganier	Hall (Henry)	Lynne	Smith
Blunt	Hale	Matthews (Wilcox)	Sparks
Brindley	Hardaway	Milford	Tompkins
Burks	Hare	Murphree	Trammell
Calvert	Hollis	McDonald	Van de Graff
Christian	Howle	Orr	Whorton
Christopher	Ingram	Parker	Williams
Cliett	Jones (Escambia)	Peters	Wilson
Collins	Jones (Montgomery)	Pittman	Woodard

—64

Mr. Murphree offered the following amendment to the bill:

Amend subdivision fifty-four under the title miscellaneous appropriations by striking therefrom the words "supervisors of assessments" and inserting in lieu thereof "county tax adjusters."

And the amendment was adopted.

Yeas, 64; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Johnson	Preston
Adams	Dansby	Jordan	Ross
Alexander	Deese	Lawson	Russell
Allen	Ellis (Elmore)	Lee (Perry)	Salter
Andrews	Graham (Autauga)	Lewis	Seale
Arnold	Graham (Clarke)	Long (Sumter)	Shaw
Austin	Guy	Longshore	Sherrod
Barganier	Hall (Henry)	Lynne	Smith
Blunt	Hale	Matthews (Wilcox)	Sparks
Brindley	Hardaway	Milford	Tompkins
Burks	Hare	Murphree	Trammell
Calvert	Hollis	McDonald	Van de Graff
Christian	Howle	Orr	Whorton
Christopher	Ingram	Parker	Williams
Cliett	Jones (Escambia)	Peters	Wilson
Collins	Jones (Montgomery)	Pittman	Woodard

—64

Mr. Murphree offered the following amendment to the bill:

Amend the bill by adding at the end thereof: "(58). For the payment of pensions of Confederate soldiers and sailors and

their widows, one million four hundred thousand dollars for every year or so much thereof as may be necessary."

And the amendment was adopted.

Yeas, 64; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Johnson	Preston
Adams	Dansby	Jordan	Ross
Alexander	Deese	Lawson	Russell
Allen	Ellis (Elmore)	Lee (Perry)	Salter
Andrews	Graham (Autauga)	Lewis	Seale
Arnold	Graham (Clarke)	Long (Sumter)	Shaw
Austin	Guy	Longshore	Sherrod
Barganier	Hall (Henry)	Lynne	Smith
Blunt	Hale	Matthews (Wilcox)	Sparks
Brindley	Hardaway	Milford	Tompkins
Burks	Hare	Murphree	Trammell
Calvert	Hollis	McDonald	Van de Graff
Christian	Howle	Orr	Whorton
Christopher	Ingram	Parker	Williams
Cliett	Jones (Escambia)	Peters	Wilson
Collins	Jones (Montgomery)	Pittman	Woodard

—64

And the bill:

S. 748. To make appropriations for the ordinary expenses for the executive, legislative and judicial departments of the State for the interest of the public debt and for the public schools.

As amended, was read a third time at length and passed.

Yeas, 64; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Johnson	Preston
Adams	Dansby	Jordan	Ross
Alexander	Deese	Lawson	Russell
Allen	Ellis (Elmore)	Lee (Perry)	Salter
Andrews	Graham (Autauga)	Lewis	Seale
Arnold	Graham (Clarke)	Long (Sumter)	Shaw
Austin	Guy	Longshore	Sherrod
Barganier	Hall (Henry)	Lynne	Smith
Blunt	Hale	Matthews (Wilcox)	Sparks
Brindley	Hardaway	Milford	Tompkins
Burks	Hare	Murphree	Trammell
Calvert	Hollis	McDonald	Van de Graff
Christian	Howle	Orr	Whorton
Christopher	Ingram	Parker	Williams
Cliett	Jones (Escambia)	Peters	Wilson
Collins	Jones (Montgomery)	Pittman	Woodard

—64

S. 306. To define optometry; to provide for the regulation thereof; to provide for the examination of applicants to practice

optometry in Alabama; to provide for the issuing of licenses and certificates and the registration and display thereof; to provide for reports by probate judges of said registrations; to provide for the revoking or refusing to issue said licenses and certificates; to provide for a State board of optometry; to provide for the appointment of members thereof, and prescribe their duties, powers, qualifications, terms of office and compensation; to provide for the disposition of fees collected by said board; to provide fees and funds for enforcing said act; to provide for enforcing said act; to allow the board to enter into reciprocity agreements with like boards of other states; to provide penalties and punishment for violations of the provisions of said act; and to repeal all general and local laws in conflict with said act."

Was taken up. Mr. Matthews of Wilcox offered the following amendment to the bill:

Amend S. 306 by striking from section 21 the words: "who do not use or attempt to use, or permit to be used a trial case or test cards, nor employ mechanical means to determine the accommodation or refractive status of the eye."

The amendment was, on motion of Mr. Tompkins, laid upon the table.

And the bill:

S. 306. To define optometry; to provide for the regulation thereof; to provide for the examination of applicants to practice optometry in Alabama; to provide for the issuing of licenses and certificates and the registration and display thereof; to provide for reports by probate judges of said registrations; to provide for the revoking or refusing to issue said licenses and certificates; to provide for a State board of optometry; to provide for the appointment of members thereof, and prescribe their duties, powers, qualifications, terms of office and compensation; to provide for the disposition of fees collected by said board; to provide fees and funds for enforcing said act; to provide for enforcing said act; to allow the board to enter into reciprocity agreements with like boards of other states; to provide penalties and punishment for violations of the provisions of said act; and to repeal all general and local laws in conflict with said act.

Was read a third time at length and passed.

Yeas, 50; nays, 16.

Yeas:

Messrs:

Mr. Speaker
Alexander
Allen
Andrews
Arnold

Austin
Baker
Blunt
Brindley
Burks

Calvert
Christopher
Cliett
Cobbs
Collins

Crump
Dansby
Deese
Dickson
Edwards (Pike)

Hall (Henry)	Johnson	McDonald	Smith
Hall (Marion)	Jordan	Orr	Sparks
Hale	Lee (Perry)	Parker	Stewart
Howle	Lewis	Preston	Tompkins
Ingram	Longshore	Salter	Van de Graff
Jones (Escambia)	Lynne	Seale	Whorton
Jones (Marengo)	Mitchell	Shaw	Woodard
Jones (Montgomery)	Murphree		

—50

*Nays:**Messrs:*

Albright	Graham (Clarke)	Holmes (Baldwin)	Pittman
Carnley	Guy	Lee (Butler)	Russell
Ellis (Elmore)	Hardaway	Matthews (Wilcox)	Simpson
Gilbert	Hollis	Oakley	Wilson

—16

S. 539. To amend an act entitled "An act to define dentistry; to provide for the regulation of the practice thereof; to provide for the examination of applicants to practice dentistry in Alabama; to provide for the issuing of license certificates and the registration and display thereof; to provide for reports by probate judges of said registrations; to provide for the revoking or refusing to issue said certificates; to provide a board of dental examiners of Alabama, provide for their election and prescribe their duties, powers, qualifications, terms of office and compensation; to provide for the disposition of fees collected by said board; to provide fees and funds for enforcing said act; to provide for enforcing said act; to allow the board of dental examiners of Alabama to enter into reciprocity agreements with like boards of other states; to provide penalties and punishment for the violation of the provisions of said act; to provide for any unconstitutionality of said act, and to repeal all general and local laws in conflict with said act," and approved August 31st, 1915, by amending section 1 (A), 17, and 18 thereof, and by adding thereto an additional section.

Was taken up. Mr. Sparks offered the following amendment to the bill:

Amend section 4 of Senate bill 539 by striking out of section 4 the words "and shall have completed at least one year in an accredited high school."

And the amendment was adopted.

Yeas, 60; nays, 4.

*Yeas:**Messrs:*

Mr. Speaker	Andrews	Blunt	Carnley
Albright	Austin	Brindley	Christopher
Alexander	Baker	Burks	Cliett
Allen	Barganier	Calvert	Cobbs

Collins	Hollis	Longshore	Russell
Crump	Holmes (Baldwin)	Lynne	Seale
Dansby	Howle	Matthews (Wilcox)	Shaw
Deese	Ingram	Murphree	Simpson
Dickson	Jones (Escambia)	McDonald	Smith
Gilbert	Jones (Marengo)	Oakley	Sparks
Graham (Clarke)	Johnson	Orr	Tompkins
Hall (Henry)	Jordan	Parker	Trammell
Hall (Marion)	Lawson	Peters	Van de Graff
Hardaway	Lewis	Pittman	Williams
Hare	Long (Sumter)	Robertson	Woodard

—60

*Nays:**Messrs:*

Ellis (Elmore)	Lee (Perry)	Preston	Whorton
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—4

And the bill:

S. 539. To amend an act entitled, "An act to define dentistry; to provide for regulations of the practice thereof; to provide for the examination of applicants to practice dentistry in Alabama; to provide for the issuing of license certificates and the registration and display thereof; to provide for reports by probate judges of said registrations; to provide for the revoking or refusing to issue said certificates; to provide a board of dental examiners of Alabama, provide for their election and prescribe their duties, powers, qualifications, terms of office and compensation; to provide for the disposition of fees collected by said board; to provide fees and funds for enforcing said act; to provide for enforcing said act; to allow the board of dental examiners of Alabama to enter into reciprocity agreements with like boards of other states; to provide penalties and punishment for the violation of the provisions of said act; to provide for any unconstitutionality of said act, and to repeal all general and local laws in conflict with said act," and approved August 31st, 1915, by amending section 1 (A), 17, and 18 thereof, and by adding thereto an additional section.

As amended, was read a third time at length and passed.

Yeas, 60; nays, 4.

*Yeas:**Messrs:*

Mr. Speaker	Burks	Graham (Clarke)	Jones (Montgomery)
Albright	Carnley	Guy	Johnson
Alexander	Christian	Hall (Marion)	Lawson
Allen	Cliett	Hale	Lee (Perry)
Andrews	Cobbs	Harrison	Long (Sumter)
Arnold	Crump	Hawkins	Longshore
Baker	Dansby	Holmes (Baldwin)	Lynne
Blunt	Deese	Ingram	Matthews (Wilcox)
Bracken	Dickson	Jones (Escambia)	Milford
Brindley	Gilbert	Jones (Marengo)	Murphree

McDonald	Pittman	Shaw	Trammell
Oakley	Robertson	Smith	Van de Graff
Orr	Russell	Sparks	Williams
Parker	Salter	Stewart	Wilson
Peters	Seale	Stoddard	Woodard

—60

*Nays:**Messrs:*

Ellis (Elmore)	Holmes (Elmore)	Preston	Whorton
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—4

S. 186. To amend section 3713 of the Code of Alabama of 1907.

Was read a third time at length and passed.

Yeas, 68; nays, 0.

*Yeas:**Messrs:*

Mr. Speaker	Cobbs	Howle	Peters
Adams	Collins	Ingram	Pittman
Alexander	Crump	Jones (Escambia)	Preston
Allen	Dansby	Jones (Marengo)	Robertson
Andrews	Deese	Johnson	Ross
Arnold	Dickson	Jordan	Seale
Austin	Edwards (Pike)	Lawson	Shaw
Baker	Ellis (Elmore)	Lewis	Sherrod
Blunt	Gilbert	Long (Sumter)	Simpson
Bracken	Graham (Autauga)	Longshore	Sparks
Brindley	Graham (Clarke)	Lynne	Stoddard
Burks	Hall (Henry)	Matthews (Wilcox)	Tompkins
Calvert	Hall (Marion)	Milford	Trammell
Carnley	Hale	Murphree	Whorton
Christian	Hardaway	McDonald	Williams
Christopher	Hawkins	Orr	Wilson
Cliett	Holmes (Baldwin)	Parker	Woodard

—68

S. 188. To provide for the dissolution of municipal corporations having population of less than 500 inhabitants.

Was taken up. Mr. Baker offered the following amendment to the bill:

Amend Senate bill 188: Strike out the figures 500 in title and bill and insert 1,100.

And the amendment was adopted.

Yeas, 63; nays, 0.

*Yeas:**Messrs:*

Mr. Speaker	Baker	Christian	Dickson
Albright	Blunt	Cliett	Ellis (Elmore)
Alexander	Bracken	Cobbs	Gilbert
Allen	Brindley	Crump	Graham (Clarke)
Andrews	Burks	Dansby	Guy
Arnold	Carnley	Deese	Hall (Marion)

Hale	Lee (Perry)	Parker	Sparks
Harrison	Long (Sumter)	Peters	Stewart
Hawkins	Longshore	Pittman	Stoddard
Holmes (Baldwin)	Lynne	Preston	Trammell
Ingram	Matthews (Wilcox)	Robertson	Van de Graff
Jones (Escambia)	Milford	Russell	Whorton
Jones (Marengo)	Murphree	Salter	Williams
Jones (Montgomery)	McDonald	Seale	Wilson
Johnson	Oakley	Shaw	Woodard
Lawson	Orr	Smith	

—63

And the bill:

S. 188. To provide for the dissolution of municipal corporations having population of less than 500 inhabitants.

As amended, was read a third time at length and passed.

Yeas, 65; nays, 0.

Yeas:**Messrs:**

Mr. Speaker	Crump	Johnson	Preston
Albright	Dansby	Lawson	Robertson
Alexander	Deese	Lee (Butler)	Ross
Allen	Dickson	Lee (Perry)	Russell
Andrews	Ellis (Elmore)	Long (Sumter)	Seale
Arnold	Gilbert	Longshore	Shaw
Austin	Graham (Clarke)	Lynne	Simpson
Baker	Guy	Matthews (Wilcox)	Smith
Barganier	Hall (Marion)	Milford	Stoddard
Blunt	Hale	Murphree	Tompkins
Brindley	Hare	McDonald	Trammell
Burks	Hollis	Oakley	Van de Graff
Carnley	Holmes (Baldwin)	Orr	Whorton
Christian	Ingram	Parker	Williams
Christopher	Jones (Escambia)	Peters	Wilson
Cliett	Jones (Montgomery)	Pittman	Woodard
Cobbs			

—65

S. 358. To amend section 1 and 4 of an act, approved April 18, 1911, and entitled, "An act to regulate the mining of coal in Alabama."

Was taken up. Mr. Milford offered the following amendment to the bill:

Amend section 4 of S. 358, by adding:

Provided, however, that nothing in this act shall be construed in such way that any one now employed or hereafter to be employed as mine inspector shall be debarred from the position of associate mine inspector, provided he possesses the required qualifications.

Mr. Van de Graff moved to table the amendment and the motion to table was lost.

Yeas, 24; nays, 30.

*Yeas:**Messrs:*

Andrews	Graham (Clarke)	Orr	Trammell
Arnold	Johnson	Russell	Truss
Bracken	Lewis	Smith	Tunstall
Burks	Long (Sumter)	Sparks	Van de Graff
Crump	Longshore	Stoddard	Williams
Dansby	Murphree	Tompkins	Wilson

—24

*Nays:**Messrs:*

Albright	Deese	Jones (Marengo)	Salter
Blunt	Ellis (Elmore)	Jones (Montgomery)	Sherrod
Brindley	Guy	Matthews (Wilcox)	Simpson
Calvert	Hall (Henry)	Milford	Sparks
Carnley	Hall (Marion)	McDonald	Stewart
Christian	Hollis	Pittman	Whorton
Christopher	Ingram	Preston	Woodard
Cliett	Jones (Escambia)		

—30

And the amendment offered by Mr. Milford was adopted.
Yeas, 66; nays, 0.

*Yeas:**Messrs:*

Mr. Speaker	Collins	Jones (Escambia)	Pittman
Adams	Crump	Jones (Marengo)	Preston
Alexander	Dansby	Johnson	Robertson
Allen	Deese	Jordan	Ross
Andrews	Dickson	Lawson	Seale
Arnold	Edwards (Pike)	Lewis	Shaw
Austin	Ellis (Elmore)	Long (Sumter)	Sherrod
Baker	Gilbert	Longshore	Simpson
Blunt	Graham (Clarke)	Lynne	Sparks
Bracken	Hall (Henry)	Matthews (Wilcox)	Stoddard
Brindley	Hall (Marion)	Milford	Tompkins
Burks	Hale	Murphree	Trammell
Calvert	Hardaway	McDonald	Whorton
Carnley	Hawkins	Orr	Williams
Christopher	Holmes (Baldwin)	Parker	Wilson
Cliett	Howle	Peters	Woodard
Cobbs	Ingram		

—66

And the bill:

S. 358. To amend section 1 and 4 of an act, approved April 18, 1911, entitled, "An act to regulate the mining of coal in Alabama."

As amended, was read a third time at length and passed.

Yeas, 66; nays, 0.

*Yeas:**Messrs:*

Mr. Speaker	Alexander	Andrews	Austin
Adams	Allen	Arnold	Baker

Blunt	Ellis (Elmore)	Lawson	Robertson
Bracken	Gilbert	Lewis	Ross
Brindley	Graham (Clarke)	Long (Sumter)	Seale
Burks	Hall (Henry)	Longshore	Shaw
Calvert	Hall (Marion)	Lynne	Sherrod
Carnley	Hale	Matthews (Wilcox)	Simpson
Christopher	Hardaway	Milford	Sparks
Cliett	Hawkins	Murphree	Stoddard
Cobbs	Holmes (Baldwin)	McDonald	Tompkins
Collins	Howle	Orr	Trammell
Crump	Ingram	Parker	Whorton
Dansby	Jones (Escambia)	Peters	Williams
Deese	Jones (Marengo)	Pittman	Wilson
Dickson	Johnson	Preston	Woodard
Edwards (Pike)	Jordan		

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bills and returns same herewith to the House:

H. 879. To amend section 5978, Code of Alabama, 1907.

H. 426. To amend sections 1, 2 and 5 of an act entitled "An act to amend the title and sections 1, 3, 4, 5, 6, 9, 14, 15, 20, 21, 23, 25, 26, 30, 33, 34, 39, 41, 45, and 46, and to repeal sections 31 and 32 of: An act entitled 'An act to create a banking department of the State of Alabama, and through this department to regulate, examine and supervise banks and banking, and to punish certain prohibited acts relating thereto,' approved March 2nd, 1911," approved Feb. 15th, 1915.

H. 1035. To amend section 3793 of the Code of 1907.

H. 523. To provide for holding district and county fairs for boys' agricultural and girls' home demonstration clubs; to prescribe the manner in which they shall be held; to create boards of directors for district and county fairs for boys' agricultural and girls' home demonstration clubs in each county; to create fair districts for boys' agricultural and girls' home demonstration clubs in each county; to create fair district committees for boys' agricultural and girls' home demonstration clubs in each county; to provide for holding meetings of instruction for members of the boys' agricultural and girls' home demonstration clubs; to make appropriations for such fairs and to prescribe methods for drawing and spending same.

H. 642. To amend an act entitled an act "To provide for the hiring, management, control and inspection of county convicts, approved November 30th, 1907.

H. 578. To authorize the court of county commissioners, board of revenue, or other governing body of any county in this

State which has outstanding an indebtedness evidenced by warrants which have been regularly issued and registered, to settle, adjust and refund the same, and for that purpose to issue new warrants of said county.

H. 491. To authorize and empower commissioners courts and boards of revenue or other like governing boards of each county in Alabama to make appropriations to pay premiums on live stock which may be exhibited in live stock shows in said county.

H. 202. To amend section 5888 of the Code of Alabama, 1907. (Relates to the time of holding of elections for stock law districts.)

H. 946. To authorize banks and trust companies doing a banking business to consolidate or merge with other such institutions or to transfer their places of business to other towns or cities, within this State, upon the approval of the superintendent of banks, and to prescribe the procedure.

H. 719. To create and designate an additional trunk road, extending from Cullman, in the county of Cullman, west by Addison, thence south to Jasper and from Jasper south through Gurganus to Tuscaloosa in Tuscaloosa county, and to confer upon said road all of the rights and privileges now extended to trunk roads in this State.

H. 344. To amend section 3617 of the Code of Alabama of 1907.

H. 8. To regulate the sale of standing timber, fix time limit for cutting and removing same, providing a right-of-way for cutting and removing timber and providing for the reversion of the title after the time limit expires.

H. 1057. To appropriate \$186.08 to be paid to Montgomery Fair, a corporation, in payment of debts due said corporation by the State of Alabama, for supplies, contracted prior to January 1, 1915, by the following departments, for the following amounts: Convict department, \$7.20; department of agriculture, \$7.96; department of immigration, \$9.00; Court of Appeals, \$30.17; maintenance department, \$131.75.

H. 803. To regulate and provide for the payment of claims against the fine and forfeiture fund of Autauga county, Alabama.

H. 433. To limit the liability of a bank for non-payment of a check through error.

H. 867. To establish a trunk highway beginning at Cullman, Cullman county, and running to Commercial, Walker county, Alabama.

H. 912. To make an appropriation for tick eradication.

H. 453. To require banks and trust companies doing a banking business, to set aside at least 10% of their net earnings each year to a surplus fund, until such fund shall be equal to at least 20% of the capital stock, and to provide penalties for failure.

H. 540. To provide bathing facilities for coal miners in this State.

H. 903. For the relief of Robert Thrasher.

H. 191. To promote the public health, convenience and welfare by leveeing, ditching, draining and pumping out the water ~~from the wet, swamp and overflowed~~ lands in all counties of Alabama having in them incorporated cities which now have or which may hereafter have a population of as much as fifty thousand and less than one hundred and twenty-five thousand people, according to the last Federal census or any such census which may hereafter be taken, and providing for the establishment of levee or drainage districts for the purpose of enlarging or changing any natural water courses and for digging ditches or canals for securing better drainage, or providing better outlets for drainage, for building levees or embankments and installing tide gates or pumping plants for the reclamation of overflowed and tidal lands and prescribing a method for so doing, and providing for the assessment and collection of the costs and expenses of the same, and issuing and selling bonds therefor and for the care and maintenance of such improvements when constructed.

H. 783. To repeal an act to require the commissioners' court of Morgan county, to work all the county convicts of said county on the public roads of said county passed by the Legislature of Alabama at the session of 1911 and approved on March 11th, 1911.

H. 600. Regulating the fine and forfeiture fund of Coffee county.

H. 231. To amend section 1 of an act entitled an act to designate certain public roads of the State of Alabama as State trunk roads, and to provide the manner in which such roads shall be located, improved and maintained. Approved September 10, 1915.

H. 965. To amend an act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained, enacted by the Legislature of Alabama, approved September 10th, 1915.

H. 1033. To require the superintendent, manager, intern, or other person in control or in charge of hospitals, and physicians, treating injured persons, to report, to the chief of police and sheriff, any and all injured persons coming into such hos-

pital, in counties having a population of two hundred thousand or more, according to the last Federal census or any future Federal census and to fix penalties for the violation thereof.

H. 776. To limit the number of days for which members of the court of county commissioners of Crenshaw county may be paid for services as members of said court, for mileage in going to and from said court, for their services rendered in the discharge of their duties in letting out, inspecting, and accepting, building or repairing of any county bridges of county buildings or works, and mileage necessarily traveled by them in so doing, during any one year, or part of a year; to say when this act shall go into effect; and to repeal all laws and parts of laws in conflict with the provisions of this act in so far as Crenshaw county is concerned.

H. 1131. To fix the salaries of the chairman and two associate members of the State tax commission, and to prescribe the manner of payment of same.

H. 905. To provide that in all counties having a population of not less than 22,750 and not more than 23,000, according to the last preceding Federal census, or any subsequent census, the informer shall receive one-half of the fine in all cases of conviction for violation of the prohibition law and to provide for the payment of same in such counties.

H. 128. To amend chapter 230 of the Code of Alabama, of 1907, relating to hotels and innkeepers; and to include therein regulations of cafes, restaurants and eating places.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bills, and returns same herewith to the house:

H. 441. To amend section 3453 of the Code of Alabama of 1907.

H. 893. To provide for and authorize the appointment of a special judge in circuits composed of only one county, and having more than three circuit judges in cases of incompetency of the regular judge, or his temporary inability to act.

H. 955. To provide for the relief of L. F. Jackson and to authorize the payment to him of the sum of one hundred dollars out of the fine and forfeiture fund of Jefferson county, same having been paid by him upon the forfeiture of a bond of Judge Morrow.

H. 324. To provide a fund for support of a law library for the circuit court in counties of two hundred thousand or

more inhabitants, without appropriations from the State or county treasury.

W. F. Miller,
Secretary.

RECESS.

The hour of one o'clock having arrived, the House recessed until 3 P. M.

AFTERNOON SESSION—FORTY-NINTH DAY.

The hour of three o'clock having arrived, the House reconvened.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has received the following message from his excellency, the governor, proposing amendments to the bill:

S. 470. To provide a complete educational system for the State of Alabama; to provide a public school fund; to provide for the administration of the public schools and create a State board of education and prescribe its powers and duties; to create county and city boards of education, to define their respective powers and duties, to provide for the payment of their necessary expenses and equipment, including furniture; to provide for the holding of elections for the one mill county tax on each dollar of taxable property under the Constitution of 1901; to provide for the holding of elections for the county tax of three mills or less on each dollar of taxable property under the amendment to the Constitution of 1901; to provide for the holding of elections for the district tax of three mills or less on each dollar of taxable property, and to prescribe the method of holding such elections; to prescribe the duties and powers of the State superintendent of education and to fix his compensation; to provide for the organization of the State department of education; to provide for the appointment of county superintendents of education, to define their duties and powers and to provide for their compensation; to provide for boards of school trustees; to provide for the appointment of city superintendents of education, to define their duties and powers, and to provide for their compensation; to provide for supervisors of schools in the various counties and cities, to fix their duties and powers, and provide for their compensation; to provide for the use of a bonus fund for counties levying

and collecting a special county tax for school purposes, and to fix the amount in accordance with the rate of such special tax; to provide for a county treasurer of school funds; to provide for compulsory attendance upon the schools of the State within certain ages, to fix penalties, to provide for the appointment of attendance officers and to define their duties and fix their compensation and to provide the method of enforcing compulsory attendance within the ages prescribed; to provide for the certification of teachers, and to provide for the use of appropriations for the issuance of certificates and for the conduct of teachers' institutes, for the training of teachers in service, and provide the necessary clerical and other assistants; to provide financial assistance for the erection, repair and equipment of rural school-houses; and to prescribe the conditions under which such assistance may be obtained; to provide for the sale and conveyance of certain lands that have been conveyed to the State for school purposes; to provide for rural libraries throughout the State, including the method by which assistance may be obtained; to provide for vocational education and for the use of appropriations therefor; to provide for the removal of illiteracy among adults as well as among minors, and for the use of appropriations therefor; to provide uniform textbooks throughout the State and to authorize the creation of a State textbook committee and to define its powers and duties; to provide for county high schools and prescribe the conditions under which such county high schools may obtain assistance from the State, and to authorize such county high schools to receive financial assistance from county boards of revenue, boards of education, school districts or private sources; to provide for county high school treasurers, to fix their bonds and prescribe their powers and duties and to provide for the payment of the premiums upon their bonds; to provide for county treasurers of school funds, to fix their bonds and prescribe their powers and duties and to provide for the payment of the premiums upon their bonds; to provide for changing the name of the nine branch agricultural schools and experiment stations, or district agricultural schools, and of the Northeast Alabama Agricultural and Industrial Institute to State secondary agricultural schools, to provide for their management and control and for their continuance upon the meeting of certain requirements and for the use of appropriations therefor; to provide for certain State normal schools and for their control and management and for the use of appropriations therefor; to provide for the creation of the Alabama School of Trades and Industry and for its control and management; to provide for changing the name of the Agricultural and Mechanical College for Negroes to

Agricultural and Mechanical Institute for Negroes, and to provide for its management and control and for the use of appropriations therefor; to provide for changing the name of the school heretofore established at Montevallo as the Alabama Girls' Industrial School, later called the Alabama Girls' Technical Institute, to the name of the Alabama Technical Institute and College for Women; to create a board of trustees for such institute, to prescribe their powers and duties, their method of appointment, and length of service, and for the use of appropriations therefor; to provide for the management and control of the Alabama Polytechnic Institute, to define the powers and duties of the board of trustees, the method of appointment of such trustees, and for the use of appropriations to said institute; to provide for the management and control of the University of Alabama, to define the duties and powers of the trustees, the method of appointment of such trustees, and for the use of appropriations to the University; to provide for a summer school at the University of Alabama and for the use of appropriations therefor; to create a State council of education and to prescribe its powers and duties; to provide for the management and control of the Alabama institute for the deaf; of the Alabama academy for the blind, and of the Alabama school for negro deaf and blind, to create a board of trustees therefor and to provide for the method of their appointment and the length of service and for the use of appropriations therefor; to provide for the establishment and maintenance of the Alabama Boys' Industrial School, to provide for the management and control thereof, and for the appointment of a board of directors, to define their powers and duties and the method of committing boys thereto, and for the use of appropriations therefor; to provide for the maintenance and establishment of the Alabama School for Juvenile Negro Lawbreakers; to provide for the management and control thereof, and for the appointment of a board of directors, to define their powers and duties, and for the method of committing boys thereto, and for the use of appropriations for such school; to provide for the lease and sale of school lands in the State; to make certain requirements with reference to the bonds of officials and employees authorized under the provisions of this act; to require county and city boards of education to give regular instruction in all schools under their direction as to the nature of alcoholic drinks, tobacco and other narcotics; to require private, denominational and parochial schools to make reports; to provide penalties for the violation of the provisions of this act and to provide for the repeal of inconsistent laws enacted hereafter.

And the Senate has concurred in and adopted the amendments proposed by the governor to said bill by a vote of a majority of the whole number elected to the Senate, said vote being: Yeas, 25; nays, 0.

Said governor's message containing the proposed amendments being in words and figures as follows:

SENATE BILL NO. 470.

Gentlemen of the Senate:

I am herewith returning without approval Senate bill No. 470, with amendments, which, if made, will meet my objections to the bill, namely:

Amend section 1 of article 1 by striking out subdivision (8) of said section and inserting in lieu thereof the following:

(8) A further sum or sums to be appropriated by the Legislature for each scholastic year.

Amend section 20 of article 5 by striking out of said section the following:

"But it shall be unlawful for any school officer or teacher to exclude from school any pupil who is qualified to take any course of study which the teacher is qualified to teach, when the pupil lives more than three miles from a high school or junior school, unless conveyance is provided at public expense for the transportation of said child, and until the county board of education in any county shall have established a system of junior high schools within the reach of all the children of the county or has provided transportation at public expense for the children who shall attend such schools, every one-teacher school must teach at least seven grades; every two-teacher school at least eight grades, and every school having three or more teachers shall teach at least nine grades."

Amend article 7 by striking out sections 3 and 5 and inserting in lieu thereof the following:

Section 3. The board of school trustees shall have the power by unanimous vote to refuse to accept the original assignment of any teacher not later than thirty (30) days before the time set for the opening of the school upon written notification to the county superintendent of education setting out the reason for such refusal, and it is hereby made the duty of the county superintendent of education to nominate another teacher for such school.

Section 5. The board of school trustees shall have the power with the approval of the county board of education to fix a reasonable incidental fee to be paid by each pupil entering the school.

Amend article 10 by striking out section 12 and inserting in lieu thereof the following:

The annual appropriation as a contingent fund for the State department of education shall be used for such purposes as in the opinion of the State superintendent of education the needs of the office and the best interests of the schools of the State may require. Whenever it shall become necessary to draw on such fund the State superintendent shall make requisition on the State auditor for the amount required who shall issue his warrant upon the State treasurer for such amount.

Amend section 2 of article 8 by striking out the following:

"Provided, that in any city having a population of more than one hundred and twenty-five thousand inhabitants according to the last, or any succeeding Federal census, said board of education shall consist of five mem-

bers, who shall be elected by the qualified electors of such city in the manner following: At the next general election of State and county officers in November, 1920, five members of said board shall be elected. The two members receiving the highest number of votes at said election shall hold office for the term of six years; the two members receiving the next highest number of votes shall hold office for the term of four years, and the member receiving the lowest number of votes shall hold office for the term of two years, and biennially thereafter, at each general election a member or members of said city board of education shall be elected, by the qualified electors of said city, whose term of office shall be six years.

Amend section 6 of article 10 by striking out at the end of said section the following:

"The right of appeal from the action of the county board of education in the apportionment of school funds in accordance with this section shall lie to the State board of education, such appeal to be made in accordance with the rules and regulations formulated by the State board of education.

Amend section 1 of article 15 by adding at the end of said section the following:

"Unless otherwise ordered by the county or city board of education, as the case may be, with the approval of the State board of education."

Amend article 15 by adding at the end of section 15 of said article the following:

"Unless otherwise ordered by the county or city board of education concerned."

Amend article 45 by adding section 4 as follows:

Section 4. Be it further enacted that nothing herein contained shall be construed so as to make any appropriation for the purposes set forth in this act, all reference to appropriations and expenditures being intended to refer and be subject to appropriations otherwise authorize or provided by or under the Constitution and laws of the State, including specific appropriations for carrying out the provisions and purposes of this act by the present Legislature.

Respectfully,
Thos. E. Kilby,
Governor.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Dickson, the House concurred in and adopted the governor's amendment to the bill, S. 470, said governor's amendment being set out in the above and foregoing message from the Senate.

Yeas, 42; nays, 35.

Yeas:

Messrs:

Mr. Speaker	Burks	Dickson	Hall (Henry)
Adams	Christian	Ellis (Bullock)	Hardaway
Alexander	Cobbs	Fletcher	Holmes (Baldwin)
Allen	Collins	Gilbert	Ingram
Andrews	Crump	Graham (Autauga)	Jones (Escambia)
Bracken	Deese	Guy	Jones (Marengo)

Jones (Montgomery)	Matthews (Wilcox)	Peters	Shaw
Jordan	Murphree	Preston	Stoddard
Lee (Butler)	Oakley	Robertson	Tompkins
Long (Sumter)	Orr	Russell	Trammell
Lynne	Partridge		

—42

*Nays:**Messrs:*

Albright	Cliett	Long (Butler)	Sparks
Arnold	Dansby	Longshore	Stewart
Baker	Ellis (Elmore)	Milford	Tunstall
Barganier	Graham (Clarke)	McDonald	Van de Graff
Benners	Hall (Marion)	Pittman	Whorton
Blunt	Hare	Salter	Williams
Brindley	Johnson	Sherrrod	Wilson
Calvert	Lee (Perry)	Simpson	Woodard
Clayton	Lewis	Smith	

—35

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has non-concurred in the House amendment to the bill:

S. 748. To make appropriations for the ordinary expenses for the executive, legislative and judicial departments of the State, for the interest on the public debt and for the public schools.

And requests a Committee of Conference.

Committee on part of Senate, Messrs. Acker, Butler and Brown.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The House acceded to the request of the Senate for a Committee of Conference on the disagreement of the two Houses on the House amendment to the bill, S. 748, and the Speaker named as a Committee of Conference on part of the House, Messrs. Murphree, Cobbs and Tompkins.

BILLS ON THIRD READING.

S. 717. To make appropriations to the Alabama Boys Industrial School.

Was read a third time at length and passed.

Yeas, 72; nays, 1.

*Yeas:**Messrs:*

Mr. Speaker	Alexander	Andrews	Baker
Adams	Allen	Arnold	Barganier

Blunt	Gilbert	Lee (Perry)	Salter
Bracken	Graham (Autauga)	Lewis	Seale
Brindley	Graham (Clarke)	Long (Sumter)	Shaw
Burks	Guy	Longshore	Sherrod
Calvert	Hall (Henry)	Lynne	Simpson
Carnley	Hall (Marion)	Matthews (Wilcox)	Sparks
Christian	Hale	Milford	Stewart
Christopher	Hardaway	Murphree	Stoddard
Clayton	Hare	McDonald	Tompkins
Cliett	Holmes (Baldwin)	Oakley	Trammell
Cobbs	Howle	Orr	Tunstall
Collins	Ingram	Partridge	Van de Graff
Crump	Jones (Escambia)	Peters	Williams
Dansby	Jones (Montgomery)	Pittman	Wilson
Deese	Johnson	Robertson	Woodard
Dickson	Jordan	Russell	

—72

Nays:

Mr. Ellis (Elmore)—1.

S. 732. To make an appropriation for the erection, repair and equipment of rural schoolhouses.

Was read a third time at length and passed.

Yeas, 69; nays, 0.

*Yeas:**Messrs:*

Mr. Speaker	Crump	Jones (Escambia)	Pittman
Adams	Dansby	Jones (Montgomery)	Preston
Alexander	Deese	Johnson	Robertson
Allen	Dickson	Lawson	Russell
Andrews	Edwards (Pike)	Lee (Perry)	Seale
Arnold	Ellis (Elmore)	Lewis	Shaw
Blunt	Graham (Autauga)	Long (Sumter)	Sherrod
Bracken	Graham (Clarke)	Longshore	Simpson
Brindley	Guy	Lynne	Smith
Burks	Hall (Henry)	Matthews (Wilcox)	Sparks
Calvert	Hall (Marion)	Milford	Stoddard
Carnley	Hale	Murphree	Tompkins
Christian	Hardaway	McDonald	Trammell
Christopher	Hare	Oakley	Whorton
Clayton	Holmes (Baldwin)	Orr	Williams
Cliett	Howle	Partridge	Wilson
Cobbs	Ingram	Peters	Woodard
Collins			

—69

S. 715. To make appropriation for the maintenance and support of the State Training School for Girls' and for the erection and equipment of buildings and furniture and equipment therefor.

Was read a third time at length and passed.

Yeas, 66; nays, 1.

Yeas:

Messrs:

Mr. Speaker	Cliett	Ingram	Pittman
Adams	Cobbs	Jones (Escambia)	Preston
Albright	Collins	Jones (Montgomery)	Robertson
Alexander	Crump	Johnson	Russell
Allen	Dansby	Lawson	Seale
Andrews	Deese	Lee (Perry)	Shaw
Arnold	Dickson	Long (Sumter)	Simpson
Austin	Edwards (Pike)	Longshore	Smith
Barganier	Gilbert	Lynne	Sparks
Blunt	Graham (Autauga)	Matthews (Wilcox)	Stoddard
Bracken	Graham (Clarke)	Milford	Tompkins
Brindley	Guy	Murphree	Trammell
Burks	Hall (Marion)	McDonald	Van de Graff
Calvert	Hale	Oakley	Whorton
Carnley	Hare	Orr	Williams
Christian	Hawkins	Peters	Wilson
Christopher	Holmes (Baldwin)		

—66

Nays:

Mr. Ellis (Elmore)—1.

S. 720. To amend sections 1941 and 1942 of the Code of Alabama of 1907.

Was read a third time at length and passed.

Yeas, 72; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Howle	Pittman
Adams	Collins	Ingram	Preston
Albright	Crump	Jones (Escambia)	Robertson
Alexander	Dansby	Jones (Montgomery)	Ross
Allen	Deese	Johnson	Russell
Andrews	Dickson	Lawson	Salter
Arnold	Edwards (Pike)	Lee (Perry)	Seale
Austin	Ellis (Elmore)	Lewis	Shaw
Baker	Gilbert	Long (Sumter)	Simpson
Blunt	Graham (Autauga)	Longshore	Smith
Bracken	Graham (Clarke)	Lynne	Sparks
Brindley	Guy	Matthews (Wilcox)	Stoddard
Burks	Hall (Marion)	Milford	Tompkins
Calvert	Hardaway	Murphree	Van de Graff
Carnley	Hare	McDonald	Waddell
Christian	Harrison	Oakley	Whorton
Christopher	Hawkins	Orr	Wilson
Cliett	Holmes (Baldwin)	Peters	Woodard

—72

S. 719. To amend section 1946 of the Code of Alabama of 1907.

Was read a third time at length and passed.

Yeas, 66; nays, 0.

Yeas:**Messrs:**

Mr. Speaker	Cliett	Ingram	Pittman
Adams	Cobbs	Jones (Escambia)	Preston
Albright	Collins	Jones (Montgomery)	Robertson
Alexander	Crump	Johnson	Ross
Allen	Dansby	Lee (Perry)	Salter
Andrews	Deese	Lewis	Seale
Arnold	Dickson	Long (Sumter)	Shaw
Austin	Edwards (Pike)	Longshore	Simpson
Baker	Ellis (Elmore)	Lynne	Sparks
Blunt	Gilbert	Matthews (Wilcox)	Stoddard
Bracken	Graham (Clarke)	Milford	Tompkins
Brindley	Guy	Murphree	Van de Graff
Burks	Hall (Henry)	McDonald	Whorton
Calvert	Hardaway	Oakley	Williams
Carnley	Hare	Orr	Wilson
Christian	Hawkins	Peters	Woodard
Christopher	Holmes (Baldwin)		

—66

S. 734. To make appropriations to the State department of education.

Was read a third time at length and passed.

Yeas, 67; nays, 0.

Yeas:**Messrs:**

Mr. Speaker	Collins	Ingram	Preston
Adams	Crump	Jones (Escambia)	Robertson
Albright	Dansby	Jones (Montgomery)	Ross
Alexander	Deese	Johnson	Salter
Allen	Dickson	Lawson	Seale
Andrews	Edwards (Pike)	Lewis	Shaw
Arnold	Ellis (Elmore)	Long (Sumter)	Sherrrod
Blunt	Gilbert	Longshore	Simpson
Bracken	Graham (Autauga)	Lynne	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stoddard
Burks	Guy	Milford	Tompkins
Calvert	Hall (Marion)	Murphree	Truss
Carnley	Hardaway	McDonald	Van de Graff
Christian	Hare	Oakley	Williams
Christopher	Hawkins	Orr	Wilson
Cliett	Holmes (Baldwin)	Peters	Woodard
Cobbs	Howle	Pittman	

—67

S. 729. To change the name of each of the nine branch district agricultural schools and experiment stations and to make appropriations for their maintenance and support.

Was read a third time at length and passed.

Yeas, 69; nays, 0.

Yeas:**Messrs:**

Mr. Speaker	Alexander	Andrews	Austin
Adams	Allen	Arnold	Blunt

Bracken	Gilbert	Lewis	Russell
Brindley	Graham (Autauga)	Long (Sumter)	Salter
Burks	Graham (Clarke)	Longshore	Seale
Calvert	Guy	Lynne	Shaw
Carnley	Hall (Marion)	Matthews (Wilcox)	Sherrod
Christian	Hardaway	Milford	Sparks
Christopher	Hawkins	Murphree	Stoddard
Cliett	Holmes (Baldwin)	McDonald	Tompkins
Cobbs	Howle	Oakley	Trammell
Collins	Ingram	Orr	Tunstall
Crump	Jones (Escambia)	Peters	Van de Graff
Dansby	Jones (Marengo)	Pittman	Waddell
Deese	Jones (Montgomery)	Preston	Williams
Dickson	Johnson	Robertson	Wilson
Edwards (Pike)	Lee (Perry)	Ross	Woodard
Ellis (Elmore)			

—69

S. 737. To make appropriations to the State normal schools for white teachers located at Florence, Jacksonville, Livingston, Troy, Daphne and Moundville.

Was taken up. Mr. Tunstall offered the following amendment to the bill:

Amend section 1, by inserting after word "Daphne" the words "and at Moundville," and also by inserting after the word "appropriated" in line 12 of section 1, the words "to each of said schools" and strike out last sentence in section 1.

And the amendment was adopted.

Yeas, 68; nays, 2.

Yeas:

Messrs:

Mr. Speaker	Dansby	Jones (Escambia)	Preston
Alexander	Deese	Jones (Marengo)	Robertson
Allen	Edwards (Pike)	Jones (Montgomery)	Russell
Andrews	Ellis (Elmore)	Johnson	Salter
Austin	Gilbert	Lee (Perry)	Seale
Blunt	Graham (Autauga)	Lewis	Shaw
Bracken	Graham (Clarke)	Long (Sumter)	Sherrod
Brindley	Guy	Longshore	Simpson
Burks	Hall (Marion)	Lynne	Smith
Calvert	Hale	Matthews (Wilcox)	Sparks
Carnley	Hare	Milford	Stoddard
Christian	Harrison	Murphree	Tompkins
Christopher	Hawkins	McDonald	Tunstall
Cliett	Holmes (Baldwin)	Oakley	Van de Graff
Cobbs	Holmes (Elmore)	Orr	Williams
Collins	Howle	Peters	Wilson
Crump	Ingram	Pittman	Woodard

—68

Nays:

Messrs:

Baker Dickson

—2

Mr. Wilson offered the following amendment to the bill:

By adding section 6: No incidental fee shall be charged or paid by any student entering said schools.

On motion of Mr. Seale the amendment offered by Mr. Wilson was laid upon the table.

And the bill:

S. 737. To make appropriations to the State normal schools for white teachers located at Florence, Jacksonville, Livingston, Troy, Daphne and Moundville.

As amended, was read a third time at length and passed.

Yeas, 70; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Howle	Pittman
Adams	Collins	Ingram	Preston
Alexander	Crump	Jones (Escambia)	Robertson
Allen	Dansby	Jones (Montgomery)	Ross
Andrews	Deese	Johnson	Russell
Arnold	Dickson	Lawson	Salter
Austin	Edwards (Pike)	Lee (Perry)	Seale
Barganier	Ellis (Bullock)	Lewis	Shaw
Blunt	Ellis (Elmore)	Long (Sumter)	Smith
Bracken	Gilbert	Longshore	Sparks
Brindley	Graham (Autauga)	Lynne	Stoddard
Burks	Graham (Clarke)	Matthews (Wilcox)	Tompkins
Burns	Guy	Milford	Van de Graff
Carnley	Hall (Henry)	Murphree	Waddell
Christian	Hall (Marion)	McDonald	Whorton
Christopher	Hare	Oakley	Wilson
Clayton	Hawkins	Orr	Woodard
Cliett	Holmes (Baldwin)	Peters	

—70

S. 722. To make an appropriation to the Alabama illiteracy commission or to the State board of education, if created, for the removal of illiteracy in Alabama.

Was read a third time at length and passed.

Yeas, 67; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Bracken	Deese	Jones (Escambia)
Adams	Brindley	Dickson	Jones (Marengo)
Albright	Burks	Ellis (Bullock)	Jones (Montgomery)
Alexander	Carnley	Ellis (Elmore)	Johnson
Allen	Christian	Graham (Clarke)	Lawson
Andrews	Christopher	Guy	Lee (Perry)
Arnold	Clayton	Hall (Henry)	Lewis
Austin	Cliett	Hall (Marion)	Long (Sumter)
Baker	Cobbs	Hare	Longshore
Barganier	Collins	Hawkins	Lynne
Benners	Crump	Holmes (Baldwin)	Matthews (Wilcox)
Blunt	Dansby	Ingram	Milford

Murphree	Preston	Seale	Tompkins
McDonald	Robertson	Shaw	Van de Graff
Oakley	Ross	Smith	Williams
Peters	Russell	Sparks	Woodard
Pittman	Salter	Stoddard	

—67

S. 714. To appropriate the sum of \$7,500.00 to supplement a fund of \$15,000.00 to be raised by the citizens of Blountsville to rebuild the Ninth District Agricultural School building, recently destroyed by fire.

Was read a third time at length and passed.

Yeas, 67; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Jones (Escambia)	Preston
Adams	Collins	Jones (Montgomery)	Robertson
Alexander	Crump	Johnson	Ross
Allen	Dansby	Lawson	Salter
Andrews	Deese	Lee (Perry)	Seale
Arnold	Dickson	Lewis	Shaw
Austin	Ellis (Elmore)	Long (Sumter)	Sherrod
Barganier	Gilbert	Longshore	Smith
Blunt	Graham (Autauga)	Lynne	Sparks
Bracken	Graham (Clarke)	Matthews (Wilcox)	Stoddard
Brindley	Hall (Henry)	Milford	Tompkins
Burks	Hall (Marion)	Murphree	Van de Graff
Calvert	Hare	McDonald	Whorton
Carnley	Hawkins	Oakley	Williams
Christian	Holmes (Baldwin)	Orr	Wilson
Christopher	Howle	Peters	Woodard
Cliett	Ingram	Pittman	

—67

S. 499. To make an appropriation for the purchase of grounds and buildings, for the erection of additional buildings, for the repair of buildings and improvements of grounds, and for the equipment of the State Normal School at Daphne, Alabama.

Was read a third time at length and passed.

Yeas, 69; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Burks	Dickson	Holmes (Baldwin)
Adams	Calvert	Edwards (Pike)	Howle
Alexander	Carnley	Ellis (Bullock)	Ingram
Allen	Christian	Ellis (Elmore)	Jones (Escambia)
Andrews	Christopher	Gilbert	Jones (Montgomery)
Arnold	Cliett	Graham (Clarke)	Johnson
Austin	Cobbs	Guy	Lawson
Barganier	Collins	Hall (Marion)	Lee (Perry)
Blunt	Crump	Hale	Lewis
Bracken	Dansby	Hare	Long (Sumter)
Brindley	Deese	Hawkins	Longshore

Lynne	Orr	Salter	Tompkins
Matthews (Wilcox)	Peters	Seale	Van de Graff
Milford	Pittman	Shaw	Whorton
Mitchell	Preston	Simpson	Williams
Murphree	Robertson	Sparks	Wilson
McDonald	Ross	Stoddard	Woodard
Oakley			

—69

S. 739. To amend section 692 of the Code of Alabama. (Making appropriation for the maintenance of the Geological Survey.)

Was read a third time at length and passed.

Yeas, 62; nays, 1.

Yeas:

Messrs:

Mr. Speaker	Dansby	Lawson	Ross
Alexander	Dickson	Lee (Perry)	Russell
Allen	Edwards (Pike)	Lewis	Salter
Andrews	Ellis (Bullock)	Long (Sumter)	Seale
Arnold	Gilbert	Longshore	Shaw
Austin	Graham (Clarke)	Lynne	Sherrod
Barganier	Guy	Matthews (Wilcox)	Smith
Blunt	Hall (Marion)	Milford	Sparks
Bracken	Hale	Murphree	Stoddard
Brindley	Hardaway	McDonald	Tompkins
Burks	Hare	Oakley	Van de Graff
Carnley	Holmes (Baldwin)	Orr	Whorton
Christian	Howle	Peters	Williams
Christopher	Jones (Escambia)	Pittman	Wilson
Cliett	Jones (Montgomery)	Robertson	Woodard
Cobbs	Johnson		

—62

Nays:

Mr. Preston—1.

S. 730. To make an appropriation for the maintenance and supervision of county high schools.

Was read a third time at length and passed.

Yeas, 69; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Brindley	Deese	Hollis
Adams	Burks	Dickson	Holmes (Baldwin)
Alexander	Calvert	Ellis (Elmore)	Howle
Allen	Carnley	Gilbert	Ingram
Andrews	Christian	Graham (Autauga)	Jones (Escambia)
Arnold	Christopher	Graham (Clarke)	Jones (Montgomery)
Austin	Cliett	Hall (Marion)	Johnson
Barganier	Cobbs	Hale	Jordan
Benners	Collins	Hardaway	Lawson
Blunt	Crump	Hare	Lee (Perry)
Bracken	Dansby	Hawkins	Lewis

Long (Sumter)	Oakley	Ross	Stoddard
Longshore	Orr	Russell	Tompkins
Lynne	Peters	Salter	Van de Graff
Matthews (Wilcox)	Pittman	Seale	Waddell
Milford	Preston	Shaw	Wilson
Murphree	Robertson	Smith	Woodard
McDonald			

—69

S. 728. To change the name of the Northeast Alabama Agricultural and Industrial Institute at Lineville and to make an appropriation for its maintenance and support.

Was read a third time at length and passed.

Yeas, 69; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Collins	Ingram	Pittman
Adams	Crump	Jones (Escambia)	Preston
Alexander	Dansby	Jones (Montgomery)	Robertson
Allen	Deese	Johnson	Ross
Andrews	Dickson	Jordan	Russell
Arnold	Edwards (Pike)	Lee (Perry)	Salter
Austin	Ellis (Bullock)	Lewis	Seale
Barganier	Ellis (Elmore)	Long (Sumter)	Shaw
Blunt	Graham (Autauga)	Longshore	Sherrod
Bracken	Graham (Clarke)	Lynne	Simpson
Brindley	Hall (Marion)	Matthews (Wilcox)	Stoddard
Burks	Hale	Milford	Tompkins
Calvert	Hardaway	Murphree	Trammell
Carnley	Hare	McDonald	Tunstall
Christian	Holmes (Baldwin)	Oakley	Van de Graff
Christopher	Holmes (Elmore)	Orr	Whorton
Cliett	Howle	Peters	Wilson
Cobbs			

—69

S. 718. To amend section 1952 of the Code of Alabama of 1907.

Was read a third time at length and passed.

Yeas, 69; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Calvert	Ellis (Bullock)	Jones (Escambia)
Adams	Carnley	Ellis (Elmore)	Jones (Montgomery)
Alexander	Christian	Graham (Autauga)	Johnson
Allen	Christopher	Graham (Clarke)	Lawson
Andrews	Cliett	Hall (Marion)	Lee (Perry)
Arnold	Cobbs	Hale	Lewis
Austin	Collins	Hardaway	Long (Sumter)
Barganier	Crump	Hare	Longshore
Blunt	Dansby	Holmes (Baldwin)	Lynne
Bracken	Deese	Holmes (Elmore)	Matthews (Wilcox)
Brindley	Dickson	Howle	Milford
Burks	Edwards (Pike)	Ingram	Murphree

McDonald	Robertson	Shaw	Van de Graff
Oakley	Ross	Smith	Whorton
Orr	Russell	Sparks	Williams
Peters	Salter	Stoddard	Wilson
Pittman	Seale	Tompkins	Woodard
Preston			

—69

S. 731. To make an appropriation to the State board of education.

Was read a third time at length and passed.

Yeas, 70; nays, 0.

Yeas:

Messrs:			
Mr. Speaker	Cobbs	Ingram	Pittman
Adams	Collins	Jones (Escambia)	Preston
Albright	Crump	Jones (Montgomery)	Robertson
Alexander	Dansby	Johnson	Ross
Allen	Deese	Lawson	Salter
Andrews	Dickson	Lee (Perry)	Seale
Arnold	Edwards (Pike)	Lewis	Shaw
Austin	Ellis (Bullock)	Long (Sumter)	Sherrod
Baker	Ellis (Elmore)	Longshore	Simpson
Blunt	Gilbert	Lynne	Stoddard
Bracken	Guy	Matthews (Wilcox)	Tompkins
Brindley	Hall (Henry)	Milford	Van de Graff
Burks	Hall (Marion)	Murphree	Waddell
Calvert	Hale	McDonald	Whorton
Carnley	Hardaway	Oakley	Williams
Christian	Hawkins	Orr	Wilson
Christopher	Hollis	Peters	Woodard
Cliett	Holmes (Baldwin)		

—70

S. 735. To make an appropriation to Tuskegee Normal and Industrial Institute.

Was read a third time at length and passed.

Yeas, 70; nays, 0.

Yeas:

Messrs:			
Mr. Speaker	Christian	Hall (Marion)	Long (Sumter)
Adams	Christopher	Hale	Longshore
Albright	Cliett	Hardaway	Lynne
Alexander	Cobbs	Hare	Matthews (Wilcox)
Allen	Collins	Hawkins	Milford
Andrews	Crump	Holmes (Baldwin)	Murphree
Arnold	Dansby	Howle	McDonald
Austin	Deese	Ingram	Oakley
Baker	Dickson	Jones (Escambia)	Orr
Blunt	Edwards (Pike)	Jones (Montgomery)	Peters
Bracken	Ellis (Bullock)	Johnson	Pittman
Brindley	Ellis (Elmore)	Lawson	Preston
Burks	Graham (Clarke)	Lee (Perry)	Robertson
Carnley	Guy	Lewis	Ross

Russell	Simpson	Tompkins	Williams
Salter	Smith	Van de Graff	Wilson
Seale	Sparks	Whorton	Woodard
Shaw	Stoddard		

—70

S. 723. To make an appropriation for the benefit of those counties that may be levying and collecting a special county school tax during any fiscal year, and to provide for the expenditure of the funds set apart for any county by the county board of education.

Was read a third time at length and passed.

Yeas, 68; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Howle	Peters
Adams	Collins	Ingram	Pittman
Albright	Crump	Jones (Escambia)	Preston
Alexander	Dansby	Jones (Montgomery)	Robertson
Allen	Deese	Johnson	Ross
Andrews	Dickson	Lawson	Russell
Arnold	Edwards (Pike)	Lee (Perry)	Salter
Austin	Ellis (Bullock)	Lewis	Seale
Baker	Ellis (Elmore)	Long (Sumter)	Shaw
Blunt	Graham (Autauga)	Longshore	Simpson
Bracken	Graham (Clarke)	Lynne	Stoddard
Brindley	Hall (Marion)	Matthews (Wilcox)	Tompkins
Burks	Hale	Milford	Trammell
Carnley	Hardaway	Murphree	Tunstall
Christian	Hare	McDonald	Van de Graff
Christopher	Hollis	Oakley	Whorton
Cliett	Holmes (Baldwin)	Orr	Wilson

—68

S. 725. To amend section 8 of an act "To provide for the acceptance of the benefits of an act by the Senate and House of Representatives of the United States of America in Congress assembled, to provide for the promotion of vocational education; to provide for the appointment of a State board of vocational education; and to provide for the duties thereof; and to make appropriations for vocational education," approved February 15, 1919.

Was read a third time at length and passed.

Yeas, 67; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Austin	Calvert	Collins
Albright	Baker	Carnley	Crump
Alexander	Blunt	Christian	Dansby
Allen	Bracken	Christopher	Deese
Andrews	Brindley	Cliett	Dickson
Arnold	Burks	Cobbs	Edwards (Pike)

Ellis (Elmore)	Ingram	Milford	Seale
Gilbert	Jones (Escambia)	Murphree	Shaw
Graham (Clarke)	Jones (Montgomery)	McDonald	Simpson
Guy	Johnson	Oakley	Smith
Hall (Marion)	Lawson	Orr	Stoddard
Hale	Lee (Perry)	Pittman	Tompkins
Hare	Lewis	Preston	Van de Graff
Hawkins	Long (Sumter)	Robertson	Whorton
Holmes (Baldwin)	Longshore	Ross	Wilson
Holmes (Elmore)	Lynne	Russell	Woodard
Howle	Matthews (Wilcox)	Salter	

—67

S. 726. To amend an act entitled an act "To create and establish a reform school for the training of juvenile negro law-breakers at Mt. Meigs, Alabama; to make appropriations for the purpose, and accept by donation all such lands and buildings as are needful therefor; to create a board of trustees, and to provide for the suitable management of said institution." Approved April 24, 1911.

Was read a third time at length and passed.

Yeas, 67; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Jones (Escambia)	Preston
Albright	Dansby	Jones (Montgomery)	Robertson
Alexander	Deese	Johnson	Russell
Allen	Dickson	Lawson	Salter
Andrews	Edwards (Pike)	Lee (Perry)	Seale
Arnold	Ellis (Elmore)	Lewis	Shaw
Baker	Gilbert	Long (Sumter)	Simpson
Blunt	Graham (Autauga)	Longshore	Smith
Bracken	Graham (Clarke)	Lynne	Sparks
Brindley	Guy	Matthews (Wilcox)	Stoddard
Burks	Hall (Marion)	Milford	Tompkins
Carnley	Hale	Murphree	Van de Graff
Christian	Hare	McDonald	Waddell
Christopher	Hawkins	Oakley	Whorton
Cliett	Holmes (Baldwin)	Orr	Wilson
Cobbs	Howle	Peters	Woodard
Collins	Ingram	Pittman	

—67

S. 736. To make an appropriation for the State normal school for colored teachers located at Montgomery.

Was read a third time at length and passed.

Yeas, 67; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Andrews	Blunt	Calvert
Albright	Arnold	Bracken	Carnley
Alexander	Austin	Brindley	Christian
Allen	Baker	Burks	Cliett

Cobbs	Hare	Longshore	Shaw
Collins	Hawkins	Lynne	Sherrod
Crump	Holmes (Baldwin)	Matthews (Wilcox)	Simpson
Dansby	Holmes (Elmore)	Milford	Smith
Deese	Howle	Murphree	Sparks
Dickson	Ingram	McDonald	Stewart
Edwards (Pike)	Jones (Escambia)	Oakley	Stoddard
Gilbert	Jones (Montgomery)	Orr	Van de Graff
Graham (Autauga)	Johnson	Pittman	Whorton
Graham (Clarke)	Lawson	Preston	Williams
Guy	Lee (Perry)	Robertson	Wilson
Hall (Henry)	Lewis	Salter	Woodard
Hall (Marion)	Long (Sumter)	Seale	

—67

S. 744. To amend section 79 of the Code of Alabama of 1907.

Was read a third time at length and passed.

Yeas, 66; nays, 3.

Yeas:

Messrs:

Mr. Speaker	Collins	Howle	Orr
Albright	Crump	Ingram	Pittman
Alexander	Dansby	Jones (Escambia)	Robertson
Allen	Deese	Jones (Montgomery)	Salter
Andrews	Dickson	Johnson	Seale
Arnold	Edwards (Pike)	Lawson	Shaw
Austin	Ellis (Bullock)	Lee (Perry)	Sherrod
Baker	Ellis (Elmore)	Lewis	Simpson
Blunt	Gilbert	Long (Sumter)	Smith
Bracken	Graham (Autauga)	Longshore	Sparks
Brindley	Graham (Clarke)	Lynne	Stoddard
Burks	Hall (Henry)	Matthews (Wilcox)	Tompkins
Carnley	Hall (Marion)	Milford	Trammell
Christian	Hale	Murphree	Van de Graff
Christopher	Hardaway	McDonald	Wilson
Cliett	Hare	Oakley	Woodard
Cobbs	Holmes (Baldwin)		

—66

Nays:

Messrs:

Preston	Whorton	Williams	
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—3

S. 733. To amend section 1780 of the Code of Alabama of 1907.

Was read a third time at length and passed.

Yeas, 66; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Andrews	Brindley	Christian
Albright	Arnold	Burks	Christopher
Alexander	Blunt	Calvert	Cliett
Allen	Bracken	Carnley	Cobbs

Collins	Hardaway	Lynne	Shaw
Crump	Hare	Matthews (Wilcox)	Sherrod
Dansby	Holmes (Baldwin)	Milford	Simpson
Deese	Howle	Murphree	Smith
Dickson	Ingram	McDonald	Stoddard
Edwards (Pike)	Jones (Escambia)	Oakley	Tompkins
Ellis (Bullock)	Jones (Montgomery)	Orr	Trammell
Ellis (Elmore)	Johnson	Pittman	Van de Graff
Gilbert	Lawson	Preston	Whorton
Graham (Autauga)	Lee (Perry)	Robertson	Williams
Graham (Clarke)	Lewis	Salter	Wilson
Hall (Marion)	Long (Sumter)	Seale	Woodard
Hale	Longshore		

—66

S. 721. To provide for appropriation to the Alabama School of Trades and Industries at Ragland.

Was read a third time at length and passed.

Yeas, 58; nays, 6.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Holmes (Baldwin)	Oakley
Adams	Collins	Howle	Orr
Albright	Crump	Jones (Escambia)	Pittman
Allen	Dansby	Jones (Montgomery)	Preston
Andrews	Deese	Johnson	Robertson
Arnold	Dickson	Lawson	Russell
Austin	Edwards (Pike)	Lewis	Seale
Blunt	Ellis (Bullock)	Long (Sumter)	Shaw
Bracken	Graham (Autauga)	Longshore	Sherrod
Brindley	Graham (Clarke)	Lynne	Smith
Burks	Hall (Henry)	Matthews (Wilcox)	Stoddard
Carnley	Hall (Marion)	Milford	Tompkins
Christian	Hale	Murphree	Van de Graff
Christopher	Hardaway	McDonald	Wilson
Cliett	Hare		

—58

Nays:

Messrs:

Alexander	Ellis (Elmore)	Long (Butler)	Whorton
Baker	Lee (Perry)		

—6

S. 724. To make an appropriation for the establishment of libraries in the rural, village and town schools of Alabama.

Was read a third time at length and passed.

Yeas, 68; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Arnold	Brindley	Christopher
Albright	Austin	Burks	Cliett
Alexander	Baker	Calvert	Cobbs
Allen	Blunt	Carnley	Collins
Andrews	Bracken	Christian	Crump

Dansby	Hare	Longshore	Russell
Deese	Hawkins	Lynne	Salter
Dickson	Holmes (Baldwin)	Matthews (Wilcox)	Seale
Edwards (Pike)	Howle	Milford	Sherrod
Ellis (Bullock)	Ingram	Murphree	Smith
Ellis (Elmore)	Jones (Escambia)	McDonald	Sparks
Graham (Autauga)	Jones (Montgomery)	Oakley	Stoddard
Graham (Clarke)	Johnson	Orr	Van de Graff
Hall (Henry)	Lawson	Peters	Whorton
Hall (Marion)	Lee (Perry)	Pittman	Williams
Hale	Lewis	Preston	Wilson
Hardaway	Long (Sumter)	Robertson	Woodard

—68

S. 548. To amend section 5869 of the Code of Alabama of 1907.

Was read a third time at length and passed.

Yeas, 52; nays, 18.

Yeas:

Messrs:

Mr. Speaker	Cliett	Hare	Pittman
Albright	Cobbs	Hawkins	Robertson
Alexander	Collins	Holmes (Baldwin)	Russell
Allen	Crump	Jones (Escambia)	Salter
Andrews	Dansby	Jones (Montgomery)	Seale
Arnold	Deese	Johnson	Sherrod
Blunt	Dickson	Lawson	Sparks
Bracken	Edwards (Pike)	Lee (Perry)	Stoddard
Brindley	Ellis (Bullock)	Long (Sumter)	Trammell
Calvert	Graham (Clarke)	Longshore	Tunstall
Carnley	Hall (Marion)	Milford	Waddell
Christian	Hale	Partridge	Williams
Christopher	Hardaway	Peters	Wilson

—52

Nays:

Messrs:

Baker	Lynne	Orr	Tompkins
Burks	Matthews (Wilcox)	Parker	Van de Graff
Fletcher	Murphree	Preston	Whorton
Howle	McDonald	Smith	Woodard
Ingram	Oakley		

—18

S. 549. To regulate costs, charges and fees in trials before the county courts and to provide for the collection thereof; to fix the salaries of judges of the county courts and to provide for their payment; to provide for clerks of the county court and to regulate their compensation.

Was read a third time at length and passed.

Yeas, 47; nays, 16.

Yeas:

Messrs:

Mr. Speaker	Allen	Austin	Bracken
Alexander	Andrews	Blunt	Carnley

Christian	Hale	Longshore	Seale
Christopher	Hare	Lynne	Sherrod
Cliett	Hawkins	Matthews (Wilcox)	Smith
Cobbs	Holmes (Baldwin)	Murphree	Sparks
Crump	Jones (Escambia)	Oakley	Stoddard
Dansby	Jones (Montgomery)	Partridge	Tunstall
Deese	Johnson	Peters	Van de Graff
Dickson	Lee (Perry)	Robertson	Waddell
Graham (Clarke)	Lewis	Russell	Wilson
Guy	Long (Sumter)	Salter	

—47

*Nays:**Messrs:*

Baker	Fletcher	Milford	Shaw
Bracken	Hall (Marion)	Orr	Stewart
Burks	Howle	Parker	Whorton
Ellis (Elmore)	Ingram	Preston	Woodard

—16

S. 749. To provide for the purchase or condemnation of a site and the erection of a building thereon for a Pasteur Institute and laboratory and the purchase of necessary or proper equipment therefor and to make appropriation for such purposes.

Was read a third time at length and passed.

Yeas, 64; nays, 0.

*Yeas:**Messrs:*

Mr. Speaker	Cobbs	Jones (Escambia)	Preston
Albright	Crump	Jones (Montgomery)	Robertson
Alexander	Dansby	Johnson	Russell
Allen	Dickson	Lawson	Salter
Andrews	Ellis (Elmore)	Lee (Perry)	Seale
Arnold	Graham (Autauga)	Lewis	Shaw
Austin	Graham (Clarke)	Long (Sumter)	Sherrod
Baker	Guy	Lynne	Simpson
Blunt	Hall (Marion)	Matthews (Wilcox)	Sparks
Bracken	Hale	Milford	Stoddard
Brindley	Hardaway	Murphree	Tompkins
Burks	Hare	McDonald	Van de Graff
Calvert	Hawkins	Oakley	Whorton
Carnley	Holmes (Baldwin)	Orr	Williams
Christopher	Howle	Peters	Wilson
Cliett	Ingram	Pittman	Woodard

—64

BILL TAKEN FROM ADVERSE CALENDAR.

On motion of Mr. Murphree, the bill:

S. 727. To provide for changing the name and for making an appropriation to the Huntsville State Normal and Industrial School, to be known as the Agricultural and Mechanical College for Negroes.

Was taken from the adverse calendar, read a second time and placed upon the favorable calendar of the House.

RECESS.

On motion of Mr. Long of Butler the House recessed until 8:30 P. M.

NIGHT SESSION.

The hour of 8:30 having arrived the House reconvened.

REPORT OF COMMITTEE OF ENROLLED BILLS.

Mr. Speaker:

Your Committee on Enrolled Bills begs leave to report that it has examined the following House joint resolution:

H. J R. 10. Relates to the establishment of the Bankhead national highway.

And finds same correctly enrolled.

Robert F. Peters,
Chairman.

SIGNING OF RESOLUTION.

The House joint resolution set out in the above and foregoing report of the Committee on Enrolled Bills, after the same had been publicly read at length, was signed by the Speaker of the House in the presence of the House.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your Committee on Enrolled Bills begs leave to report that it has examined the following bills:

H. 524. For the relief of Honor McNicholas, John Muldowney, Mary Muldowney Walsh, Martin J. Muldowney, Andrew George Muldowney and Nora Muldowney O'Hara.

H. 481. To amend an act entitled an act to amend section 1 of an act entitled, "An act to designate certain public roads of the State as State trunk roads and to provide the manner in which the State roads shall be located, improved and maintained, approved September 10th, 1915," which amended act was approved February 19, 1919.

H. 760. To make an appropriation of two hundred and eighty-two dollars for the relief of George W. Morris, a Confederate soldier of Randolph county.

H. 949. To designate a certain public road of Alabama as a State trunk road, and to provide the manner in which said road shall be located, improved and maintained.

H. 947. To provide for a deputy watchman, or attendant for each jail and prison in all counties having a population of not less than thirty thousand nine hundred and seventy-five and not more than thirty-one thousand according to the last or any subsequent Federal census, whenever the court of county commissioners or court of like jurisdiction in said counties deem same necessary to the well-being of the prisoners confined in said jail or prison and shall by resolution duly passed require the sheriff to employ such deputies, warden or attendant and to provide for the payment of his services, and to prescribe his duties.

H. 410. For the relief of H. C. Davidson, trustee for Camp Lomax United Confederate Veterans, and to require the county's proportion of the license money paid by said H. C. Davidson, as said trustee, in March, 1917, to be refunded by the treasurer of Montgomery county, or the person or corporation acting as such treasurer, and requiring the auditor of the State of Alabama to draw his warrant, for the amount or proportion of said license money which the State received, in favor of said H. C. Davidson, trustee, the total being one hundred twenty dollars.

H. 993. To create and designate an additional trunk road, extending from the town of Heflin in Cleburne county east to the Georgia state line along the public road now laid out and forming a part of what is known as the Bankhead highway, and to confer upon said road all of the rights and privileges now extended to trunk roads in this State.

H. 913. To provide for the payment of the expenses and compensation of a guard incurred in bringing back to the State of Alabama from Little Rock, Arkansas, L. W. Griffith, a fugitive from justice, charged under proper process with the charge of burglary and grand larceny; and brought back to Alabama under due and legal authority and requisition of the governor of Alabama.

H. 1077. To provide that in all counties of the State of Alabama, having a population of not less than 39,920 nor more than 39,925, according to the last preceding Federal census, the interest on outstanding road warrants issued by such counties, where such outstanding road warrants amount to the sum of \$140,000.00 and bear interest at the rate of six (6%) per centum per annum, shall become a preferred claim against the general fund of such counties, shall be paid out of the general fund of such counties and to provide the manner of the payment of such interest.

H. 1076. To provide that in all the counties of the State of Alabama having a population of not less than 39,920 nor more than 39,925 according to the last preceding Federal census, that the interest on all interest-bearing warrants issued from and

after the passage and approval of this act, by the court of county commissioners, board of revenue or other governing body of such counties, by whatever name called, shall be a preferred claim against the general fund of such counties, shall be payable out of the general fund of such counties each year, and to provide the time and manner of the payment of such interest out of said general fund.

H. 851. To dispose of the fine and forfeiture fund in Conecuh county, Alabama, and to provide for the payment of all claims which are by law a charge against said fund.

H. 1028. To provide for elections, to be held at the time of holding general elections in this State in all counties in which local county stock laws are now in force, having not less than 30,815 nor more than 30,915 population, either by the Federal census of 1910, or by any subsequent census to ascertain whether a majority of the qualified electors of such counties desire or favor a modification of said local stock law.

H. 211. For the relief of Cora Rasco, of Jefferson county, Alabama, for the death of her husband, Robert F. Dickinson, who was killed by falling rock in Lucile Mine, in Bibb county, Alabama, on the 26th day of May, 1913, while in employment of the State of Alabama.

H. 904. For the relief of J. S. Ward and R. H. Wood.

H. 695. To ratify and make legal certain claims and script registered against the fine and forfeiture fund of Crenshaw county and to authorize and empower the treasurer of the county to pay the same.

H. 435. To submit to the qualified electors of the State, at the general election to be held in November, 1920, for their consideration, an amendment to the Constitution for the purpose of authorizing the several counties of the State to levy and collect a special road tax, not exceeding fifty cents, on each one hundred dollars worth of taxable property in such counties, under such regulations as the Legislature may have prescribed or may hereafter prescribe.

H. 992. To create the office of county solicitor for Crenshaw county; to prescribe his qualifications and duties; to provide for his election by the qualified electors of the county; to provide for the filling of vacancies in said office; to fix his salary and prescribe the length of term of his office and to repeal conflicting laws.

H. 549. To provide for the relief of E. C. Childs, tax collector, Geneva county, Alabama, during the year 1910, in the matter of refunding \$448.50, on account of an unused poll tax receipt book being charged to him in the final settlement for the

year 1910 by the State auditor, and to make an appropriation for the refund of this \$448.50 to E. C. Childs.

And finds same correctly enrolled.

Robert F. Peters,
Chairman.

SIGNING OF BILLS.

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing report of the Committee on Enrolled Bills.

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate has concurred in and adopted the Report of the Committee of Conference on the disagreement of the two houses on the House amendment to the bill:

S. 593. To provide and submit to the qualified electors of the State of Alabama at an election to be held on the first Monday after the expiration of three months from and after the final adjournment of the present session of the Legislature at which this amendment is proposed, an amendment to the Constitution of the State of Alabama, whereby the following municipal corporations, Birmingham, Bessemer, Huntsville, Florence, Selma, Anniston, Athens, Jacksonville, Auburn, Fairfield, Carbon Hill, Mobile and LaFayette, in the State of Alabama, may levy and collect a rate of taxation on the property situated therein not exceeding in the total in any one year one and one-half ($1\frac{1}{2}$) per centum of the value of such property as assessed, as provided by the Constitution and statutes now or hereafter enacted pursuant to the Constitution; provided that the total rate of taxation levied by such municipal corporations shall not in any one year exceed one (1) per centum, unless the rate in excess thereof shall have been submitted to and authorized by ballot by the qualified electors of such municipal corporations, respectively, at elections to be held by them from time to time for such purposes and to provide for such elections.

Said conference report being in words and figures as follows:

To the Presiding Officer of the Senate
and

September 25th, 1919.

To the Speaker of the House:

We, the undersigned, your Committee on Conference on the part of the two houses relative to the disagreement of the two houses on the bill,

S. 593, having had the same under consideration beg to report that we recommend that the Senate concur in the amendments to the bill proposed by the House.

2nd. That the bill be further amended by adding in section 3, after the word "Selma," the following words: "Anniston, Athens, Auburn, Carbon Hill, Jacksonville, Fairfield and LaFayette."

B. A. Rogers,
C. R. West,
James B. Ellis,
John B. Tally,
Committee on the part of the Senate.
W. H. Shaw,
W. L. Sherrod,
F. K. Hale,
Walter B. Jones,
O. L. Tompkins,
Committee on the part of the House.

And sends said bill together with the conference report herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The House concurred in and adopted the conference report on the disagreement of the two houses, on the House amendment to the bill, S. 593, said conference report being set out in the above and foregoing message from the Senate.

Yeas, 86; nays, 0.

Yeas:

Messrs:

Mr. Speaker

Adams

Albright

Alexander

Allen

Andrews

Arnold

Austin

Baker

Barganier

Benners

Blunt

Bracken

Brindley

Burks

Calvert

Carnley

Christian

Christopher

Cliett

Cobbs

Collins

Crump

Dansby

Deese

Dickson

Edwards (Pike)

Ellis (Bullock)

Ellis (Elmore)

Fletcher

Gilbert

Graham (Autauga)

Graham (Clarke)

Guy

Hall (Henry)

Hall (Marion)

Hale

Hare

Hawkins

Holmes (Baldwin)

Holmes (Elmore)

Ingram

Jones (Escambia)

Jones (Montgomery)

Johnson

Lawson

Lee (Butler)

Lee (Perry)

Lewis

Long (Butler)

Long (Sumter)

Longshore

Lynne

Matthews (Wilcox)

Milford

Murphree

McDonald

Oakley

Orr

Parker

Partridge

Peters

Pittman

Preston

Robertson

Ross

Russell

Salter

Seale

Shaw

Sherrod

Simpson

Smith

Sparks

Stewart

Stoddard

Tompkins

Trammell

Truss

Tunstall

Van de Graff

Waddell

Whorton

Williams

Wilson

Woodard

CERTIFICATE OF THE CLERK.

To the House of Representatives:

I hereby certify that the bills and House joint resolution mentioned below were delivered to the executive department on the dates and hours named, and that I hold the receipts of that department for same:

September 25, 1919, 9:05 P. M.:

H. J. R. 10, H. 524, H. 481, H. 760, H. 949, H. 947, H. 410, H. 993, H. 913, H. 1077, H. 1076, H. 851, H. 1028, H. 211, H. 904, H. 695, H. 435, H. 992, H. 549.

Fred H. Gormley,
Clerk.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in the House amendment to the following Senate bills:

S. 539. To amend an act entitled "An act to define dentistry; to provide for the regulation of the practice thereof; to provide for the examination of applicants to practice dentistry in Alabama; to provide for the issuing of license certificates and the registration and display thereof; to provide for reports by probate judges of said registrations; to provide for the revoking or refusing to issue said certificates; to provide a board of dental examiners of Alabama, provide for their election and prescribe their duties, powers, qualifications, terms of office and compensation; to provide for the disposition of fees collected by said board; to provide fees and funds for enforcing said act; to provide for enforcing said act; to allow the board of dental examiners of Alabama to enter into reciprocity agreements with like boards of other states; to provide penalties and punishment for the violation of the provisions of said act; to provide for any unconstitutionality of said act, and to repeal all general and local laws in conflict with said act," and approved August 31st, 1915, by amending sections 1 (A), 17 and 18 thereof, and by adding thereto an additional section.

Also:

S. 188. To provide for the dissolution of municipal corporations having population of less than 500 inhabitants.

Also:

S. 218. To submit to the qualified electors of this State at a special election to be held at the call of the governor after ninety days from the final adjournment of this Legislature for their consideration of an amendment to the Constitution for the pur-

pose of authorizing the State to establish and maintain a State highway system of public roads and bridges, to issue interest-bearing bonds therefor, to authorize the levy and collection of automobile or other motor-driven vehicle taxes by the State for said purposes and to provide for the establishment and maintenance of said State highway system, public roads and bridges according to such regulations as the Legislature may have prescribed or may hereafter prescribe.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The President and presiding officer of the Senate having signed the following Senate bills, your signature thereto is requested:

S. 566. To establish a school at Eufaula, Alabama, to be known as the Southeast Alabama Industrial School, to provide for its management and to make an appropriation therefor.

S. 470. An act to provide a complete educational system for the State of Alabama; to provide a public school fund; to provide for the administration of the public schools and create a State board of education and prescribe its powers and duties; to create county and city boards of education, to define their respective powers and duties, to provide for the payment of their necessary expenses and equipment, including furniture; to provide for the holding of elections for the one mill county tax on each dollar of taxable property under the Constitution of 1901; to provide for the holding of elections for the county tax of three mills or less on each dollar of taxable property under the amendment to the Constitution of 1901; to provide for the holding of elections for the district tax of three mills or less on each dollar of taxable property, and to prescribe the method of holding such elections; to prescribe the duties and powers of the State superintendent of education and to fix his compensation; to provide for the organization of the State department of education; to provide for the appointment of county superintendents of education, to define their duties and powers and to provide for their compensation; to provide for boards of school trustees; to provide for the appointment of city superintendents of education, to define their duties and powers, and to provide for their compensation; to provide for supervisors of schools in the various counties and cities, to fix their duties and powers, and provide for their compensation; to provide for the use of a bonus fund for counties levying and collecting a special county tax for school

purposes, and to fix the amount in accordance with the rate of such special tax; to provide for a county treasurer of school funds; to provide for compulsory attendance upon the schools of the State within certain ages, to fix penalties, to provide for the appointment of attendance officers and to define their duties and fix their compensation and to provide the method of enforcing compulsory attendance within the ages prescribed; to provide for the certification of teachers, and to provide for the use of appropriations for the issuance of certificates and for the conduct of teachers' institutes, for the training of teachers in service, and provide the necessary clerical and other assistants; to provide financial assistance for the erection, repair and equipment of rural schoolhouses, and to prescribe the conditions under which such assistance may be obtained; to provide for the sale and conveyance of certain lands that have been conveyed to the State for school purposes; to provide for rural libraries throughout the State, including the method by which assistance may be obtained; to provide for vocational education and for the use of appropriations therefor; to provide for the removal of illiteracy among adults as well as among minors, and for the use of appropriations therefor; to provide uniform textbooks throughout the State and to authorize the creation of a State textbook committee and to define its powers and duties; to provide for county high schools and prescribe the conditions under which such county high schools may obtain assistance from the State, and to authorize such county high schools to receive financial assistance from county boards of revenue, boards of education, school districts or private sources; to provide for county high school treasurers, to fix their bonds and prescribe their powers and duties and to provide for the payment of the premiums upon their bonds; to provide for county treasurers of school funds, to fix their bonds and prescribe their powers and duties and to provide for the payment of the premiums upon their bonds; to provide for changing the name of the nine branch agricultural schools and experiment stations, or district agricultural schools, and of the Northeast Alabama Agricultural and Industrial Institute to State secondary agricultural schools, to provide for their management and control and for their continuance upon the meeting of certain requirements and for the use of appropriations therefor; to provide for certain State normal schools and for their control and management and for the use of appropriations therefor; to provide for the creation of the Alabama School of Trades and Industry and for its control and management; to provide for changing the name of the Agricultural and Mechanical College for Negroes to Agricultural and Mechanical Institute for Negroes, and to pro-

vide for its management and control and for the use of appropriations therefor; to provide for changing the name of the school heretofore established at Montevallo as the Alabama Girls' Industrial School, later called the Alabama Girls' Technical Institute, to the name of the Alabama Technical Institute and College for Women; to create a board of trustees for each institute, to prescribe their powers and duties, their method of appointment, and length of service, and for the use of appropriations therefor; to provide for the management and control of the Alabama Polytechnic Institute, to define the powers and duties of the board of trustees, the method of appointment of such trustees, and for the use of appropriations to said institute; to provide for the management and control of the University of Alabama, to define the duties and powers of the trustees, the method of appointment of such trustees, and for the use of appropriations to the University; to provide for a summer school at the University of Alabama and for the use of appropriations therefor; to create a State council of education and to prescribe its powers and duties; to provide for the management and control of the Alabama Institute for the Deaf; of the Alabama Academy for the Blind, and of the Alabama School for Negro Deaf and Blind, to create a board of trustees therefor and to provide for the method of their appointment and the length of service and for the use of appropriations therefor; to provide for the establishment and maintenance of the Alabama Boys' Industrial School, to provide for the management and control thereof, and for the appointment of a board of directors, to define their powers and duties and the method of committing boys thereto, and for the use of appropriations therefor; to provide for the maintenance and establishment of the Alabama school for Juvenile Negro Lawbreakers; to provide for the management and control thereof, and for the appointment of a board of directors, to define their powers and duties, and for the method of committing boys thereto, and for the use of appropriations for such school; to provide for the lease and sale of school lands in the State; to make certain requirements with reference to the bonds of officials and employees authorized under the provisions of this act; to require county and city boards of education to give regular instruction in all schools under their direction as to the nature of alcoholic drinks, tobacco and other narcotics; to require private, denominational and parochial schools to make reports; to provide penalties for the violation of the provisions of this act and to provide for the repeal of inconsistent laws enacted hereafter.

S. 572. To create a commission with authority and powers to act for and on behalf of the State of Alabama in acquiring by

purchase or condemnation the building in the city of Montgomery, Alabama, commonly known and designated as the "First White House of the Confederacy," and also the land whereon said building rests or such other land as said commission may deem advisable, and to make appropriation for such purpose and for the maintenance and repair of such property.

S. 713. To make appropriations to the University of Alabama.

S. 744. To amend section 79 of the Code of Alabama of 1907.

S. 453. To authorize the extension of the corporate existence of banking corporations organized under or chartered by any special act of the Legislature and to provide the method of making such extension.

S. 188. To provide for the dissolution of municipal corporations having population of less than 1,100 inhabitants.

S. 285. To make an appropriation for the relief of Robert H. Greene.

S. 553. To provide for a clerk to the tax assessor in counties having more than 37,000 population and less than 37,400 population, according to the 1910 Federal census, to prescribe the duties of such clerks and provide for their appointment and compensation.

S. 734. To make appropriations to the State department of education.

W. F. Miller,
Secretary.

SIGNING OF SENATE BILLS.

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing message from the Senate.

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate has passed the following House bills and returns same herewith to the House :

H. 878. To amend section 211 of the Code of Alabama down through subdivisions 1 and 2 thereof.

H. 911. To make an appropriation for the control and eradication of tuberculosis, hog cholera and all other infectious and contagious animal diseases and the materials or things that may spread or carry the cause of such diseases of live stock.

H. 432. Defining as the exercise of due diligence the forwarding of a check direct to payer.

H. 939. To confer additional criminal jurisdiction on inferior courts or courts established in lieu of justices of the peace by whatsoever name called, on which courts criminal jurisdiction is now by law conferred, in counties having a population of over one hundred and fifty thousand, according to the last or any subsequent Federal census.

H. 228. To authorize courts of county commissioners or boards of revenue of any county, in which the State or Federal authorities shall take or have taken up the work of farm demonstration or the organization of farm life clubs, to appropriate funds for aiding in such work.

H. 380. To regulate the taking of non suits in suits at law in all the courts of the State of Alabama.

H. 694. To repeal insofar as it relates to Crenshaw county an act entitled, "An act to require all fees collected by sections 6655 and 6656 of the Code, in the county court to be paid into the county treasury; to provide a fund out of which the judge of the county court shall be paid, and to fix the amount of such salaries." Approved September 18, 1915.

H. 636. To repeal an act entitled, "An act to provide for the better working of the public roads of Crenshaw county, Alabama, approved March 4, 1903.

H. 1059. To designate the public road from Chancellors Ferry and running in a northerly direction to Creswell Church, and on by way of Vincent, Sterrett, Vandiver, Dunnovant, intersecting the main highway of Jefferson county, near Leeds, Alabama, as a State trunk road.

H. 577. To further prescribe the qualifications and duties of directors of banks and trust companies doing a banking business in this State.

H. 765. To amend sections 1632 and 1636 of the Code of Alabama, 1907.

H. 866. To provide for the election of members of the commissioners court of Crenshaw county, and to fix their term of office.

H. 646. To close, vacate and annul the alley which runs from Winkler avenue, eastward through Block F, according to the map and survey of the South Highlands Land Company, recorded in the office of the judge of probate of Jefferson county, in Map Book seven, at page three.

H. 938. To require the payment to State convicts, upon their lawful discharge from penal servitude, of additional cash allowances adequate to their needs.

H. 1040. To authorize and direct the sheriffs of all counties having a population of not less than 26,940 nor more than 27,000, according to the last Federal census or any subsequent census, to employ a janitor or deputy to keep the jail and grounds of said jails in a cleanly and sanitary condition; and to authorize and direct the boards of revenue or commissioners courts of said counties to pay the monthly salaries of said janitors or deputies by warrants issued therefor by the said boards of revenue or like governing bodies.

H. 869. To amend section 3643 of the Code of Alabama 1907.

H. 827. To vacate the dedication of all streets, avenues, and alleys, public highways and public passage ways, into, through, over, on, or across the following described property situated in the city of Birmingham, and State of Alabama: Beginning at the southeast (SE) corner of Thirty-second (32nd) street and First (1st) avenue, north; thence running southwardly along said street four hundred and fifteen (415) feet to the common railroad right of way, that is, a line running parallel with and eighty-five (85) feet northward of the center of the Alabama Great Southern Railroad; thence eastward along said right of way about thirty-four hundred (3,400) feet to the limits of the property formerly belonging to the Elyton Land Company, that is, the east side of section thirty (30), township seventeen (17) range two (2) west; thence north along the said section line about three hundred feet more or less to a point one hundred and eighty-eight (188) feet south of the center of the east side of said section thirty (30); thence west three hundred and eighty (380) feet to the south side of said First (1st) avenue; thence westward along the said avenue about thirty-two hundred and fifteen (3,215) feet to the point of beginning; and also a right of way which lies east of Thirty-second (32nd) street, and which is more particularly described as follows, to-wit, a strip of land twenty-five hundred and ten (2,510) feet in length and eleven (11) feet in width, off of what here heretofore been known and designated as the common railroad right of way, said strip of land lying immediately along side and south of the Mary Pratt property, hereinabove described, and off of the north side of said common railroad right of way hereinabove mentioned, and more particularly described as follows: Beginning at the southwest (SW) corner of the Mary Pratt property hereinabove described at a point on Thirty-second (32nd) street four hundred and fifteen (415) feet in a southerly direction from the junction of First (1st) avenue and Thirty-second (32nd) street; thence running in an easterly direction twenty-five hundred and ten (2,510) feet; thence at a right angle in a southerly direction eleven feet;

thence in a westerly direction twenty-five hundred and ten (2,510) feet; thence in a northerly direction eleven (11) feet to the point of beginning.

H. 1066. To alter, extend or re-arrange the boundary lines of the corporate limits of the town of Brighton, Alabama.

H. 1049. To provide for the construction of a fireproof building for the safe keeping of all county records in all counties of the State having more than 150,000 population according to the last or any succeeding Federal census and to provide for the keeping of records therein.

H. 657. To provide that when any city or town in this State has heretofore acquired, or may hereafter acquire, by purchase, assignment or otherwise, any mortgage on real estate, that such city or town shall have a lien on such real estate for the amount expended or advanced by it, with interest thereon, and may enforce such lien by appropriate proceedings in the equity side of the circuit court. Provided that this act shall only apply to cities having 100,000 or more population according to the last or any subsequent Federal census.

H. 1027. To validate and make legal all bonds of the city of Athens, Alabama, issued or to be issued, bearing a rate of interest at the rate of six per centum per annum and to run for a period of thirty years, provided a majority of the qualified electors of said city, voting in such election, have at an election held for that purpose, voted in favor of the issuance thereof, and provided, such election was held prior to July 1st, 1919.

H. 692. To provide for the annexation of Bay, Calhoun, Escambia, Holmes, Jackson, Okaloosa, Santa Rosa, Walton and Washington counties in west Florida to the State of Alabama, with the assent of the State of Florida and the Congress of the United States.

H. 704. To amend section 3465 of the Code of Alabama.

H. 855. To create the department of examiners of accounts, to prescribe its powers, duties and functions, provide for the appointment of a chief examiner and assistant examiners, to regulate the duties and compensation of such officials, and to provide clerical help for said department.

H. 872. To provide for the special appointment by judges of the circuit courts in circuits having five or more circuit judges, of court reporters designated by the parties to any matter, cause, or proceeding, to act as official court reporters; to define their duties, and fix their compensation, and the method of payment thereof; to provide for the taxation of the compensation of such reporters as costs, and for the reimbursement of parties who shall pay the compensation of such reporters; and to provide that

the transcript of such court reporter of the testimony, or other oral proceedings in any matter, cause, or proceeding in said courts, when certified by such reporter, shall be prima facie evidence of such testimony, or other oral proceedings, and shall be admissible in evidence of such testimony or other oral proceedings whenever proof thereof is otherwise competent.

H. 562. To repeal section 3279, 3280 and 3281 of the Code of Alabama, and act to amend section 3281 of the Code of Alabama, approved April 22, 1911, and an act to amend section 3279 of the Code of Alabama. Approved September 8, 1915.

H. 870. To provide for and prescribe fees to be paid on the consolidation or merger of corporations.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate accedes to the request of the House for a Committee of Conference on the disagreement of the two houses on the Senate amendment to the bill:

H. 844. To define trusts, and to provide for criminal penalties and punishment of corporations, firms and persons, and to promote free competition in commerce and all classes of business, both intrastate business and interstate business, engaged in and carried on by or through any corporation, firm or person.

Committee on part of the Senate, Messrs. Briscoe, Prestwood and Acker.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate has concurred in and adopted the report of the Conference Committee on the disagreement of the two houses on the Senate amendments to the bill:

H. 555. To divide the State into judicial circuits for the circuit court to be numbered and composed of the counties named.

And returns said bill and report herewith to the House.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate has concurred in and adopted the report of the Conference Committee on the disagreement of the two houses on the Senate amendment to the bill:

H. 401. To create a State highway department; to define its powers and duties; to authorize State aid in the construction and maintenance of public roads and bridges; to create a State highway fund and to provide for its expenditure; to impose certain duties upon county and municipal officials and to provide a penalty for their failure to discharge same; to authorize the State highway department to work State convicts upon public roads and bridges as is now or may hereafter be provided by law; to assent to the act of Congress approved July 11, 1916, known as the "Federal aid law," and to authorize the State highway department to co-operate with the United States government in construction and maintenance of rural post roads; and to repeal the act approved April 5, 1911, entitled, "An act to provide for the creation of a State highway commission, defining its powers, duties and compensations, and methods to be adopted for control of same and for appropriation and maintenance of the same and to give State aid and State supervision over all public roads, culverts and bridges of the State for construction of a permanent nature and the maintenance thereof wherein any portion of the appropriation hereinafter made shall be used for such purpose; and to make an appropriation therefor out of the net revenue of the convict fund of the State and from other sources.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has non-concurred in the House amendment to the bill:

S. 530. To make an appropriation for the relief of John W. Abercrombie.

And requests a Committee of Conference.

Committee on part of Senate, Messrs. Acker, Ellis and Kelly.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The House acceded to the request of the Senate for a Committee of Conference on the House amendment to the bill, S. 530, and the Speaker named as a Committee of Conference on part of the House, Messrs. Wilson, Tunstall and Van de Graff.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in the House amendment to the bill:

S. 358. To amend section 1 and 4 of an act approved April 18, 1911, and entitled, "An act to regulate the mining of coal in Alabama.

W. F. Miller,
Secretary.

BILLS ON THIRD READING.

S. 585. To submit to the qualified voters of the State an amendment to section 93 of the Constitution of the State.

Was taken up. Mr. Cobbs offered the following substitute for the bill:

A BILL

To be entitled an act to submit to the qualified electors of the State an amendment to section 93 of the Constitution as amended in 1908.

Be it enacted by the Legislature of Alabama:

Section 1. That section 93 of the Constitution of the State of Alabama as amended in 1908 be and the same is hereby amended so as to read as follows, namely:

Section 93. The State shall not engage in works of internal improvement nor lend money or its credit in aid of such; nor shall the State be interested in any private or corporate enterprises or lend money or its credit to any individual, association or corporation, provided that the State may under appropriate laws cause the net proceeds from the convict fund to be applied to the construction, repair and maintenance of public roads in the State, and the Legislature may also make additional appropriations for that purpose; and provided further, that the foregoing prohibitions shall not apply to the promotion, developments or operation of harbors or seaports within the State or its jurisdiction, provided, further, that any such work or improvements shall always be and remain under the management and control of the State through its State harbor commission or other governing agency and provided further that the adoption of this amendment shall not affect any other amendment to the Constitution which may be adopted pursuant to any resolution of this session of the Legislature.

Section 2. The above proposed amendment shall be submitted to the qualified electors of the State at the next general election, for their consideration and ratification or rejection.

And the substitute was adopted.

Yeas, 77; nays, 3.

Yeas:

Messrs:

Mr. Speaker	Dansby	Johnson	Robertson
Albright	Deese	Lee (Butler)	Russell
Alexander	Dickson	Lee (Perry)	Salter
Allen	Edwards (Pike)	Lewis	Seale
Andrews	Ellis (Bullock)	Long (Butler)	Shaw
Arnold	Ellis (Elmore)	Long (Sumter)	Sherrod
Baker	Fletcher	Longshore	Simpson
Benners	Graham (Autauga)	Lynne	Smith
Blunt	Guy	Matthews (Wilcox)	Sparks
Bracken	Hall (Henry)	Milford	Stewart
Brindley	Hall (Marion)	Murphree	Stoddard
Burks	Hale	McDonald	Trammell
Calvert	Hardaway	Oakley	Truss
Carnley	Hare	Orr	Van de Graff
Christopher	Hawkins	Parker	Waddell
Clayton	Holmes (Baldwin)	Partridge	Whorton
Cliett	Ingram	Peters	Williams
Cobbs	Jones (Escambia)	Pittman	Wilson
Collins	Jones (Montgomery)	Reynolds	Woodard
Crump			

—77

Nays:

Messrs:

Graham (Clarke)	Preston	Tompkins
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—3

And the bill:

S. 585. To submit to the qualified voters of the State an amendment to section 93 of the Constitution of the State.

As amended by the substitute, was read a third time at length and passed.

Yeas, 78; nays, 4.

Yeas:

Messrs:

Mr. Speaker	Deese	Lee (Butler)	Russell
Albright	Dickson	Lee (Perry)	Salter
Alexander	Edwards (Pike)	Lewis	Seale
Allen	Ellis (Bullock)	Long (Butler)	Shaw
Andrews	Ellis (Elmore)	Long (Sumter)	Sherrod
Arnold	Fletcher	Longshore	Simpson
Baker	Graham (Autauga)	Lynne	Smith
Benners	Guy	Matthews (Wilcox)	Sparks
Blunt	Hall (Henry)	Milford	Stewart
Bracken	Hall (Marion)	Murphree	Stoddard
Brindley	Hale	McDonald	Trammell
Burks	Hardaway	Oakley	Truss
Calvert	Hare	Orr	Tunstall
Carnley	Hawkins	Parker	Van de Graff
Christopher	Holmes (Baldwin)	Partridge	Waddell
Clayton	Holmes (Elmore)	Peters	Whorton
Cliett	Ingram	Pittman	Williams
Cobbs	Jones (Escambia)	Reynolds	Wilson
Collins	Jones (Montgomery)	Robertson	Woodard
Dansby	Johnson		

—78

Nays:

Messrs:

Christian

Graham (Clarke) Preston

Tompkins

—4

S. 212. To declare the eleventh day of November in each and every year a memorial day for the Alabama soldiers who died in the recent war, and to make the day a legal holiday in Alabama.

Was read a third time at length and passed.

Yeas, 67; nays, 0.

Yeas:

Messrs:

Mr. Speaker

Albright

Alexander

Allen

Andrews

Arnold

Austin

Baker

Blunt

Bracken

Brindley

Burks

Carnley

Christian

Christopher

Cliett

Cobbs

Collins

Crump

Dansby

Deese

Dickson

Edwards (Pike)

Ellis (Elmore)

Graham (Clarke)

Guy

Hall (Henry)

Hall (Marion)

Hale

Hare

Hawkins

Holmes (Elmore)

Howle

Ingram

Jones (Escambia)

Jones (Montgomery)

Johnson

Lawson

Lee (Butler)

Lee (Perry)

Lewis

Long (Sumter)

Longshore

Lynne

Matthews (Wilcox)

Milford

Murphree

McDonald

Oakley

Orr

Partridge

Peters

Pittman

Robertson

Salter

Seale

Shaw

Simpson

Sparks

Stoddard

Tompkins

Van de Graff

Waddell

Whorton

Williams

Wilson

Woodard

—67

S. 654. To amend section 564 (1907) of the Code of Alabama.

Was read a third time at length and passed.

Yeas, 69; nays, 0.

Yeas:

Messrs:

Mr. Speaker

Alexander

Allen

Andrews

Arnold

Baker

Benners

Blunt

Brindley

Burks

Calvert

Christian

Christopher

Cliett

Cobbs

Collins

Crump

Dansby

Deese

Dickson

Edwards (Pike)

Ellis (Bullock)

Ellis (Elmore)

Graham (Autauga)

Graham (Clarke)

Guy

Hall (Marion)

Hale

Hardaway

Hare

Hawkins

Holmes (Elmore)

Ingram

Jones (Escambia)

Jones (Montgomery)

Johnson

Lawson

Lee (Butler)

Lee (Perry)

Lewis

Long (Sumter)

Longshore

Lynne

Matthews (Wilcox)

Milford

Murphree

McDonald

Oakley

Orr

Partridge

Peters

Pittman

Preston

Russell

Salter

Seale

Shaw

Sherrrod

Simpson

Smith

Sparks

Stoddard

Tompkins

Tunstall

Van de Graff

Whorton

Williams

Wilson

Woodard

—69

S. 584. To authorize the governor to employ a special force of not more than ten men to serve under his immediate direction and control, to assist him in his duty of taking care that the laws of the State are faithfully executed, and to provide compensation for their services.

Was read a third time at length and passed.

Yeas, 52; nays, 25.

Yeas:

Messrs:

Mr. Speaker	Carnley	Ingram	Pittman
Albright	Christian	Jones (Escambia)	Preston
Alexander	Clayton	Lee (Butler)	Reynolds
Allen	Cliett	Lewis	Seale
Andrews	Cobbs	Long (Sumter)	Shaw
Arnold	Collins	Longshore	Sparks
Austin	Crump	Lynne	Stoddard
Baker	Dansby	Matthews (Wilcox)	Tompkins
Benners	Deese	Milford	Trammell
Blunt	Dickson	Murphree	Whorton
Bracken	Graham (Autauga)	McDonald	Williams
Brindley	Hall (Henry)	Oakley	Wilson
Burks	Holmes (Baldwin)	Partridge	Woodard

—52

Nays:

Messrs:

Calvert	Hardaway	Long (Butler)	Simpson
Edwards (Pike)	Hare	Parker	Smith
Ellis (Elmore)	Hawkins	Peters	Stewart
Graham (Clarke)	Jones (Montgomery)	Russell	Truss
Guy	Johnson	Salter	Van de Graff
Hall (Marion)	Lee (Perry)	Sherrod	Waddell
Hale			

—25

S. 240. To provide for the inspection of all public or private hospitals, reformatories, houses of detention, convents, asylums, sectarian seminaries, schools or other institutions in the State of Alabama; to authorize the appointment of inspectors, and to provide penalties for the violation of any of the provisions hereof.

Was taken up. Mr. Cobbs offered the following amendment to the bill:

Amend section 1 so that it will read as follows:

Section 1. That all public or private hospitals, reformatories, houses of detention, detention homes, asylums, seminaries, schools, colleges, universities, and any other like institutions in the State of Alabama, whether public or private, and whether secular or otherwise, shall be subject to inspection and open to inspection by the inspector or inspectors, hereinafter provided for, at any and all times between the hours of 8 A. M. and 7 P. M., and at any other hour than those named, should the necessity therefor arise.

Mr. Dickson moved to table the amendment offered by Mr. Cobbs and the motion to table prevailed.

Yeas, 48; nays, 25.

Yeas:

Messrs:

Mr. Speaker	Cliett	Lee (Butler)	Pittman
Alexander	Collins	Lee (Perry)	Preston
Allen	Crump	Lewis	Reynolds
Andrews	Dansby	Long (Sumter)	Shaw
Arnold	Deese	Longshore	Sparks
Baker	Dickson	Lynne	Stewart
Blunt	Ellis (Bullock)	Matthews (Wilcox)	Stoddard
Bracken	Graham (Autauga)	Milford	Tompkins
Burks	Hall (Henry)	Murphree	Trammell
Calvert	Hall (Marion)	Oakley	Whorton
Carnley	Ingram	Partridge	Williams
Christian	Jones (Escambia)	Peters	Woodard

—48

Nays:

Messrs:

Albright	Hare	McDonald	Simpson
Clayton	Hawkins	Parker	Smith
Cobbs	Holmes (Baldwin)	Russell	Tunstall
Edwards (Pike)	Jones (Montgomery)	Salter	Van de Graff
Guy	Johnson	Seale	Waddell
Hale	Long (Butler)	Sherrod	Wilson
Hardaway			

—25

And the bill:

S. 240. To provide for the inspection of all public or private hospitals, reformatories, houses of detention, convents, asylums, sectarian seminaries, schools or other institutions in the State of Alabama; to authorize the appointment of inspectors, and to provide penalties for the violation of any of the provisions hereof.

Was read a third time at length and passed.

Yeas, 49; nays, 25.

Yeas:

Messrs:

Mr. Speaker	Christian	Jones (Escambia)	Pittman
Alexander	Cliett	Lee (Butler)	Preston
Allen	Collins	Lee (Perry)	Reynolds
Andrews	Crump	Lewis	Shaw
Arnold	Dickson	Long (Sumter)	Sparks
Baker	Ellis (Elmore)	Longshore	Stewart
Barganier	Graham (Autauga)	Lynne	Stoddard
Blunt	Hall (Henry)	Milford	Tompkins
Bracken	Hall (Marion)	Murphree	Trammell
Brindley	Hawkins	Oakley	Whorton
Burks	Howle	Partridge	Williams
Calvert	Ingram	Peters	Woodard
Carnley			

—49

Nays:

Messrs:

Albright	Hare	McDonald	Simpson
Benners	Holmes (Baldwin)	Parker	Smith
Cobbs	Jones (Montgomery)	Russell	Tunstall
Edwards (Pike)	Johnson	Salter	Van de Graff
Guy	Long (Butler)	Seale	Waddell
Hale	Matthews (Wilcox)	Sherrod	Wilson
Hardaway			

—25

S. 241. To prohibit involuntary servitude or forcible detention in public or private hospitals, reformatories, houses of detention, convents, asylums, sectarian seminaries, schools or institutions, and providing penalties therefor.

Was taken up. Mr. Cobbs offered the following substitute to the bill:

A BILL

To be entitled an act to prohibit involuntary servitude, or forcible detention in any asylum, hospital, sanatorium, reformatory, house or detention, detention home, seminary, school, college university, or any other institution or place, whether public or private, and whether secular or otherwise, and to provide penalties for violations of this act.

Be it enacted by the Legislature of Alabama:

1. That it shall be unlawful to incarcerate, imprison, confine, or keep confined, or to detain by force, either actual or constructive, any person, against his or her will, and without his or her continuing consent in any asylum, hospital, sanatorium, reformatory, house of detention, detention home, seminary, school, college, university, or any other institution or place, whether public or private, or whether secular or otherwise, except where such person has first been lawfully put in such institution or place, or remains there in and by virtue of due process of law from a court of competent jurisdiction, and each day's detention of such a person in violation of this act, shall be a separate offense.

2. Every corporation, and every organization, firm, society, or association of persons, whether public or private, and whether secular or otherwise, and any person who shall violate section 1 of this act, either by himself or in concert with another, and any other organization, firm, society, or association of persons, and any corporation, that assists another in violation of said section, as accessory before or after the fact, shall upon conviction be deemed guilty of a misdemeanor, and shall upon conviction be fined not less than \$50.00 nor more than \$500.00.

3. Be it further enacted that this act shall go into effect upon the date of its approval.

On motion of Mr. Dickson the substitute offered by Mr. Cobbs was laid upon the table.

Yeas, 55; nays, 11.

Yeas:

Messrs:

Mr. Speaker	Collins	Lee (Perry)	Reynolds
Alexander	Crump	Lewis	Seale
Allen	Deese	Long (Sumter)	Shaw
Andrews	Dickson	Longshore	Smith
Arnold	Edwards (Pike)	Lynne	Sparks
Baker	Ellis (Elmore)	Milford	Stewart
Blunt	Graham (Autauga)	Murphree	Stoddard
Bracken	Guy	McDonald	Tompkins
Brindley	Hall (Henry)	Oakley	Trammell
Burks	Hall (Marion)	Parker	Truss
Calvert	Holmes (Baldwin)	Partridge	Whorton
Carnley	Ingram	Peters	Williams
Christian	Jones (Escambia)	Pittman	Woodard
Cliett	Lee (Butler)	Preston	

—55

Nays:

Messrs:

Benners	Jones (Montgomery)	Russell	Van de Graff
Cobbs	Johnson	Sherrod	Wilson
Hale	Long (Butler)	Simpson	

—11

And the bill:

S. 241. To prohibit involuntary servitude or forcible detention in public or private hospitals, reformatories, houses of detention, convents, asylums, sectarian seminaries, schools or institutions, and providing penalties therefor.

Was read a third time at length and passed.

Yeas, 42; nays, 22.

Yeas:

Messrs:

Mr. Speaker	Carnley	Jones (Escambia)	Salter
Albright	Cliett	Lynne	Simpson
Alexander	Crump	Matthews (Wilcox)	Smith
Allen	Dickson	Murphree	Sparks
Andrews	Ellis (Elmore)	Oakley	Stewart
Arnold	Graham (Autauga)	Partridge	Tompkins
Benners	Guy	Peters	Trammell
Bracken	Hall (Henry)	Pittman	Truss
Brindley	Holmes (Baldwin)	Preston	Van de Graff
Burks	Howle	Reynolds	Woodard
Calvert	Ingram		

—42

Nays:

Messrs:

Baker	Edwards (Pike)	Long (Butler)	Sherrod
Blunt	Hale	McDonald	Waddell
Christian	Hardaway	Parker	Whorton
Cobbs	Hawkins	Russell	Williams
Collins	Jones (Montgomery)	Seale	Wilson
Dansby	Johnson		

—22

S. 242. To repeal an act entitled an act to declare the twelfth day of October a legal holiday, to be known as "Columbus Day," approved March 4th, 1911, Acts 1911, page 91.

Was read a third time at length and passed.

Yeas, 67; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Collins	Lee (Butler)	Reynolds
Albright	Crump	Lee (Perry)	Russell
Alexander	Dansby	Lewis	Seale
Allen	Deese	Long (Butler)	Shaw
Andrews	Dickson	Long (Sumter)	Sherrod
Arnold	Edwards (Pike)	Longshore	Simpson
Baker	Graham (Autauga)	Lynne	Smith
Barganier	Guy	Matthews (Wilcox)	Sparks
Blunt	Hall (Henry)	Milford	Stewart
Bracken	Hall (Marion)	Murphree	Stoddard
Brindley	Hale	McDonald	Tompkins
Burks	Hare	Oakley	Van de Graff
Calvert	Holmes (Elmore)	Parker	Waddell
Carnley	Howle	Partridge	Williams
Christian	Jones (Escambia)	Peters	Wilson
Cliett	Jones (Montgomery)	Pittman	Woodard
Cobbs	Johnson	Preston	

—67

S. 511. To amend and consolidate sections 54, 55, 56, 57 and 58, of the Code, and the act of April 7, 1911, and the act of March 9, 1915, all relating to the "Canebrake Agricultural Experiment Station" at Uniontown, Alabama.

Was read a third time at length and passed.

Yeas, 65; nays, 1.

Yeas:

Messrs:

Mr. Speaker	Crump	Jones (Montgomery)	Pittman
Alexander	Dansby	Johnson	Reynolds
Allen	Deese	Lee (Butler)	Russell
Andrews	Dickson	Lee (Perry)	Seale
Arnold	Edwards (Pike)	Lewis	Shaw
Baker	Ellis (Elmore)	Long (Sumter)	Sherrod
Benners	Graham (Autauga)	Longshore	Simpson
Blunt	Guy	Lynne	Smith
Bracken	Hall (Henry)	Matthews (Wilcox)	Sparks
Brindley	Hall (Marion)	Milford	Stoddard
Burks	Hale	Murphree	Tompkins
Calvert	Hare	McDonald	Van de Graff
Carnley	Hawkins	Oakley	Waddell
Christian	Holmes (Baldwin)	Parker	Williams
Cliett	Ingram	Partridge	Wilson
Cobbs	Jones (Escambia)	Peters	Woodard
Collins			

—65

Nays:

Mr. Preston—1.

S. 237. To change the name of the Mount Vernon Hospital to that of "The Searcy Hospital."

Was read a third time at length and passed.

Yeas, 67; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Collins	Lee (Butler)	Reynolds
Albright	Crump	Lee (Perry)	Russell
Alexander	Dansby	Lewis	Seale
Allen	Deese	Long (Butler)	Shaw
Andrews	Dickson	Long (Sumter)	Sherrod
Arnold	Edwards (Pike)	Longshore	Simpson
Baker	Graham (Autauga)	Lynne	Smith
Barganier	Guy	Matthews (Wilcox)	Sparks
Blunt	Hall (Henry)	Milford	Stewart
Bracken	Hall (Marion)	Murphree	Stoddard
Brindley	Hale	McDonald	Tompkins
Burks	Hare	Oakley	Van de Graff
Calvert	Holmes (Baldwin)	Parker	Waddell
Carnley	Ingram	Partridge	Williams
Christian	Jones (Escambia)	Peters	Wilson
Cliett	Jones (Montgomery)	Pittman	Woodard
Cobbs	Johnson	Preston	

—67

S. 486. To amend an act of the Legislature of Alabama entitled, "An act to amend section 3795 of the Code of Alabama of 1907.

Was read a third time at length and passed.

Yeas, 36; nays, 27.

Yeas:

Messrs:

Allen	Cobbs	Jones (Montgomery)	Seale
Arnold	Collins	Lee (Perry)	Shaw
Barganier	Dansby	Long (Butler)	Sherrod
Benners	Edwards (Pike)	Long (Sumter)	Simpson
Blunt	Graham (Autauga)	Longshore	Smith
Brindley	Hall (Henry)	Murphree	Stoddard
Burks	Hardaway	Peters	Truss
Calvert	Hawkins	Robertson	Tunstall
Carnley	Holmes (Baldwin)	Ross	Waddell

—36

Nays:

Messrs:

Mr. Speaker	Dickson	Milford	Sparks
Alexander	Guy	McDonald	Stewart
Baker	Hall (Marion)	Oakley	Tompkins
Christian	Hare	Parker	Van de Graff
Cliett	Ingram	Pittman	Whorton
Crump	Lynne	Preston	Williams
Deese	Matthews (Wilcox)	Reynolds	

—27

S. 559. To provide for the expense of this session of the Legislature.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Ingram	Peters
Alexander	Dansby	Jones (Escambia)	Pittman
Allen	Deese	Jones (Montgomery)	Preston
Andrews	Dickson	Johnson	Robertson
Arnold	Edwards (Pike)	Lee (Perry)	Russell
Baker	Ellis (Bullock)	Lewis	Seale
Blunt	Ellis (Elmore)	Long (Sumter)	Shaw
Bracken	Graham (Clarke)	Longshore	Sherrod
Brindley	Hall (Marion)	Lynne	Sparks
Burks	Hale	Matthews (Wilcox)	Stoddard
Christian	Hardaway	Murphree	Tompkins
Christopher	Hare	McDonald	Van de Graff
Cliett	Hawkins	Oakley	Williams
Cobbs	Holmes (Baldwin)	Orr	Wilson
Collins	Howle	Parker	Woodard

—60

S. 350. To create the Alabama art commission, and to prescribe its powers and duties.

Was read a third time at length and passed.

Yeas, 55; nays, 6.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Ingram	Partridge
Alexander	Collins	Jones (Escambia)	Peters
Allen	Crump	Jones (Montgomery)	Pittman
Andrews	Dansby	Johnson	Reynolds
Arnold	Deese	Lee (Perry)	Seale
Barganier	Dickson	Lewis	Shaw
Blunt	Edwards (Pike)	Long (Sumter)	Simpson
Bracken	Ellis (Elmore)	Longshore	Smith
Brindley	Graham (Autauga)	Lynne	Sparks
Burks	Hall (Henry)	Matthews (Wilcox)	Stoddard
Calvert	Hall (Marion)	Milford	Waddell
Carnley	Hardaway	Murphree	Wilson
Christian	Hawkins	McDonald	Woodard
Cliett	Holmes (Baldwin)	Oakley	

—55

Nays:

Messrs:

Baker	Long (Butler)	Tompkins	Van de Graff
Guy	Preston		

—6

S. 746. To amend an act to better secure the administration of the financial affairs of the State in respect to expenditures and appropriations; and for that purpose to establish a State

budget commission, and prescribe rules and regulations governing the same, approved February 11, 1919, by adding thereto a provision for the payment by the State for the services of the members of the State budget commission.

Was read a third time at length and passed.

Yeas, 42; nays, 18.

Yeas:

Messrs:

Mr. Speaker	Deese	Johnson	Partridge
Allen	Dickson	Jordan	Preston
Andrews	Fletcher	Lee (Butler)	Russell
Arnold	Graham (Autauga)	Lewis	Shaw
Blunt	Guy	Long (Sumter)	Simpson
Brindley	Hall (Henry)	Lynne	Stoddard
Burks	Hawkins	Matthews (Wilcox)	Tompkins
Christopher	Hollis	Murphree	Truss
Cliett	Holmes (Baldwin)	McDonald	Whorton
Cobbs	Ingram	Orr	Woodard
Dansby	Jones (Marengo)		

—42

Nays:

Messrs:

Adams	Clayton	Long (Butler)	Pittman
Albright	Edwards (Pike)	Longshore	Smith
Alexander	Hall (Marion)	McDonald	Van de Graff
Benners	Hardaway	Parker	Waddell
Carnley	Jones (Montgomery)		

—18

S. 336. To provide for the election of a county solicitor in all counties in Alabama having a population of not less than 30,800 and not more than 30,900, according to the Federal census of 1910, to fix his term of office and compensation, and prescribe his qualifications and duties.

Was taken up. Mr. Stoddard offered the following amendment to the bill:

Amend the caption of the bill, by adding the words "or any subsequent Federal census."

And the amendment was adopted.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Brindley	Dickson	Hare
Albright	Calvert	Dodson	Harrison
Allen	Carnley	Dunaway	Hawkins
Andrews	Clayton	Faulk	Hollis
Arnold	Cliett	Fletcher	Howle
Austin	Cobbs	Gilbert	Ingram
Baker	Collins	Griffin	Johnson
Benners	Crump	Guy	Jordan
Bracken	Deese	Hale	Lawson

Lewis	Oakley	Seale	Tunstall
Lynne	Oliver	Shaw	Van de Graff
Milford	Peters	Smith	Waddell
Mitchell	Pittman	Sparks	Whorton
Moorer	Preston	Stoddard	Wilson
McDonald	Russell	Tompkins	Woodard

—60

Mr. Stoddard offered the following amendment to the bill:

Amend section 1 of the bill by adding immediately after the words, "Federal census of 1910" the words "or any subsequent Federal census."

And the amendment was adopted.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Clayton	Johnson	Preston
Adams	Cliett	Jordan	Ross
Albright	Cobbs	Lawson	Russell
Alexander	Crump	Lewis	Salter
Allen	Dunaway	Longshore	Seale
Andrews	Faulk	Lynne	Shaw
Arnold	Fletcher	Milford	Simpson
Austin	Gilbert	Mitchell	Smith
Baker	Guy	Moorer	Stewart
Benners	Hale	Murphree	Stoddard
Blunt	Hardaway	McLeod	Trammell
Brindley	Hare	Orr	Waddell
Burks	Hawkins	Parker	Whorton
Calvert	Hollis	Peters	Wilson
Carnley	Howle	Pittman	Woodard

—60

And the bill:

S. 336. To provide for the election of a county solicitor in all counties in Alabama having a population of not less than 30,800 and not more than 30,900, according to the Federal census of 1910, to fix his term of office and compensation, and prescribe his qualifications and duties.

As amended, was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Blunt	Dansby	Hardaway
Adams	Brindley	Dunaway	Hare
Albright	Calvert	Faulk	Hollis
Alexander	Carnley	Fletcher	Howle
Allen	Clayton	Gilbert	Jones (Escambia)
Arnold	Cliett	Griffin	Jones (Montgomery)
Austin	Cobbs	Guy	Johnson
Baker	Collins	Hall (Marion)	Jordan
Benners	Crump	Hale	Lawson

Lewis	Oliver	Salter	Tompkins
Longshore	Parker	Seale	Truss
Lynne	Peters	Shaw	Tunstall
Milford	Preston	Smith	Waddell
Mitchell	Ross	Sparks	Whorton
McDonald	Russell	Stewart	Wilson

—60

S. 369. To authorize and empower the court of county commissioners, the board of revenue, or other governing body of the several counties of this State to issue interest bearing warrants of the county in settlement of debts or other obligations incurred in the construction or maintenance of public roads or necessary public buildings, or as a security for money borrowed for the payment of such debt or obligation and to issue and sell interest bearing warrants to secure funds for the payment of such debt or obligation and to regulate and prescribe the method of issuing such interest bearing warrants.

Was taken up. Mr. Blunt offered the following amendment:

Amend caption of bill by inserting after the words "roads" where it appears in line 7 of the caption, the words "or money borrowed for tick eradication."

And the amendment was adopted.

Yeas, 65; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Lee (Perry)	Reynolds
Alexander	Dansby	Lewis	Salter
Allen	Deese	Long (Butler)	Seale
Andrews	Dickson	Long (Sumter)	Shaw
Arnold	Ellis (Elmore)	Longshore	Sherrod
Baker	Graham (Autauga)	Lynne	Simpson
Benners	Guy	Matthews (Wilcox)	Smith
Blunt	Hall (Henry)	Milford	Sparks
Bracken	Hall (Marion)	Murphree	Stoddard
Brindley	Hawkins	McDonald	Tompkins
Burks	Holmes (Baldwin)	Oakley	Tunstall
Calvert	Ingram	Parker	Van de Graff
Carnley	Jones (Escambia)	Partridge	Waddell
Christian	Jones (Montgomery)	Peters	Williams
Cliett	Johnson	Pittman	Wilson
Cobbs	Lee (Butler)	Preston	Woodard
Collins			

—65

Mr. Blunt offered the following amendment to the bill:

Amend section 1 of the bill by inserting the words "or money borrowed for tick eradication," after the word "county" in line 9 of section 1 of the bill.

And the amendment was adopted.

Yeas, 65; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Lee (Butler)	Preston
Alexander	Dansby	Lee (Perry)	Reynolds
Allen	Deese	Lewis	Salter
Andrews	Dickson	Long (Butler)	Seale
Arnold	Edwards (Pike)	Long (Sumter)	Shaw
Baker	Ellis (Elmore)	Longshore	Sherröd
Benners	Graham (Autauga)	Lynne	Simpson
Blunt	Guy	Matthews (Wilcox)	Smith
Bracken	Hall (Henry)	Milford	Sparks
Brindley	Hall (Marion)	Murphree	Stoddard
Burks	Hawkins	McDonald	Tompkins
Calvert	Holmes (Baldwin)	Oakley	Tunstall
Carnley	Ingram	Parker	Van de Graff
Christian	Jones (Escambia)	Partridge	Waddell
Cliett	Jones (Montgomery)	Peters	Williams
Cobbs	Johnson	Pittman	Wilson
Collins			

—65

And the bill:

S. 369. To authorize and empower the court of county commissioners, the board of revenue, or other governing body of the several counties of this State to issue interest bearing warrants of the county in settlement of debts or other obligations incurred in the construction or maintenance of public roads or necessary public buildings, or as a security for money borrowed for the payment of such debt or obligation and to issue and sell interest bearing warrants to secure funds for the payment of such debt or obligation and to regulate and prescribe the method of issuing such interest bearing warrants.

As amended, was read a third time at length and passed.

Yeas, 62; nays, 5.

Yeas:

Messrs:

Mr. Speaker	Deese	Johnson	Peters
Alexander	Dickson	Lee (Butler)	Pittman
Allen	Edwards (Dallas)	Lee (Perry)	Reynolds
Andrews	Edwards (Pike)	Lewis	Salter
Arnold	Ellis (Bullock)	Long (Butler)	Seale
Baker	Ellis (Elmore)	Long (Sumter)	Shaw
Blunt	Graham (Autauga)	Longshore	Sherröd
Bracken	Guy	Lynne	Simpson
Brindley	Hall (Henry)	Matthews (Wilcox)	Smith
Calvert	Hall (Marion)	Milford	Sparks
Carnley	Hardaway	Murphree	Stoddard
Cliett	Hare	McDonald	Tompkins
Cobbs	Holmes (Baldwin)	Oakley	Van de Graff
Collins	Ingram	Parker	Williams
Crump	Jones (Escambia)	Partridge	Wilson
Dansby	Jones (Montgomery)		

—62

Nays:

Messrs:

Burks
Christian

Preston

Stewart

Tunstall

—5

S. 680. To provide for holding district and county fairs for boys' agricultural and girls' home demonstration clubs; to prescribe the manner in which they shall be held; to create boards of directors for district and county fairs for boys' agricultural and girls' home demonstration clubs in each county; to create fair districts for boys' agricultural and girls' home demonstration clubs in each county; to create fair district committees for boys' agricultural and girls' home demonstration clubs in each county; to provide for holding meetings of instruction for members of the boys' agricultural and girls' home demonstration clubs; to make appropriations for such fairs and to prescribe methods for drawing and spending same.

Was, on motion of Mr. Andrews, indefinitely postponed.

S. 394. For the relief of T. H. Pearson.

Was read a third time at length and passed.

Yeas, 54; nays, 9.

Yeas:

Messrs:

Mr. Speaker

Allen

Arnold

Benners

Blunt

Bracken

Brindley

Calvert

Carnley

Christian

Cliett

Cobbs

Collins

Crump

Deese

Ellis (Elmore)

Graham (Autauga)

Graham (Clarke)

Guy

Hall (Henry)

Hare

Hawkins

Holmes (Baldwin)

Ingram

Jones (Escambia)

Jones (Montgomery)

Johnson

Lee (Butler)

Lee (Perry)

Lewis

Long (Sumter)

Longshore

Matthews (Wilcox)

Milford

Murphree

McDonald

Oakley

Parker

Partridge

Peters

Pittman

Seale

Shaw

Sherrod

Simpson

Smith

Sparks

Stewart

Stoddard

Tompkins

Tunstall

Van de Graff

Williams

Wilson

—54

Nays:

Messrs:

Alexander

Baker

Burks

Dansby

Dickson

Hall (Marion)

Lynne

Preston

Reynolds

—9

S. 302. To authorize solvent banks to voluntarily liquidate and to provide the method.

Was read a third time at length and passed.

Yeas, 63; nays, 1.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Jones (Escambia)	Peters
Alexander	Collins	Jones (Montgomery)	Pittman
Allen	Crump	Johnson	Reynolds
Andrews	Dansby	Lee (Butler)	Seale
Arnold	Dickson	Lee (Perry)	Shaw
Baker	Edwards (Pike)	Lewis	Sherrod
Barganier	Ellis (Elmore)	Long (Sumter)	Simpson
Benners	Graham (Autauga)	Longshore	Smith
Blunt	Guy	Lynne	Sparks
Bracken	Hall (Henry)	Matthews (Wilcox)	Stoddard
Brindley	Hall (Marion)	Milford	Tompkins
Burks	Hale	Murphree	Tunstall
Calvert	Hare	McDonald	Van de Graff
Carnley	Hawkins	Oakley	Wilson
Christian	Holmes (Baldwin)	Parker	Woodard
Cliett	Ingram	Partridge	

—63

Nays:

Mr. Preston—1.

S. 284. To amend an act entitled an act providing for the registration, licensing, identification and regulation of motor vehicles operated upon the public highways of this State; and fixing liabilities of persons riding therein, and providing penalties and punishments for violation for the provisions of said act, approved April 22, 1911.

Was, on motion of Mr. Arnold, indefinitely postponed.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bill, and returns same herewith to the House:

H. 583. To further revise, extend and amend the health and quarantine laws of the State of Alabama; to provide penalties for the violation of the provisions thereof; and to make appropriations to cover the expenses thereof.

W. F. Miller,
Secretary.

BILLS ON THIRD READING.

S. 709. To provide a fund out of which the salaries of the judges of the county court shall be paid, and to fix the amount of such salaries in counties having a population of more than eighteen thousand and less than eighteen thousand three hundred, according to the Federal census of 1910 or any subsequent Federal census.

Was read a third time at length and passed.
Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cliett	Hollis	Preston
Adams	Collins	Howle	Robertson
Albright	Crump	Ingram	Ross
Allen	Dansby	Johnson	Salter
Andrews	Dickson	Jordan	Shaw
Arnold	Dodson	Lawson	Sherrod
Austin	Dunaway	Lewis	Smith
Baker	Faulk	Lynne	Sparks
Blunt	Fletcher	Milford	Stewart
Brindley	Gilbert	Mitchell	Tompkins
Burks	Guy	Moorer	Truss
Calvert	Hale	McLeod	Tunstall
Carnley	Hare	Orr	Waddell
Christian	Harrison	Parker	Williams
Clayton	Hawkins	Peters	Woodard

—60

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and as amended has passed the following House bill:

H. 368. To make an appropriation for the support and maintenance of the Alabama tuberculosis commission, created and incorporated under and by virtue of a certain act of the Legislature of Alabama, and approved September 22, 1915, entitled: "An act to prevent the spread of tuberculosis by the creation of a tuberculosis commission, to provide for its organization and work and to authorize the erection and maintenance of local hospitals under its supervision.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Dickson, the House concurred in and adopted the Senate amendment to the bill, H. 368, said Senate amendment being as follows:

Amend H. 368 by striking out the words \$9,000 wherever they appear and substituting the words \$6,000.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Albright	Allen	Benners
Adams	Alexander	Arnold	Burks

Burns	Fletcher	Lewis	Seale
Calvert	Gilbert	Lynne	Shaw
Carnley	Griffin	Milford	Simpson
Christian	Guy	Mitchell	Smith
Clayton	Hale	Moorer	Sparks
Cliett	Hare	Murphree	Stoddard
Cobbs	Harrison	McLeod	Tompkins
Collins	Hollis	Orr	Truss
Dansby	Howle	Parker	Tunstall
Dickson	Ingram	Partridge	Waddell
Dodson	Johnson	Peters	Whorton
Dunaway	Jordan	Preston	Wilson
Faulk	Lawson	Ross	Woodard

—60

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and as amended has passed the following House bills:

H. 900. To confer additional powers, authority and jurisdiction on and to further prescribe the duties of the board of control and economy created by the act of the Legislature, approved February 13, 1919; to abolish the board of convict inspectors and the offices of the members and employees thereof and to confer upon the State board of control and economy all the power, authority and jurisdiction heretofore exercised by or under the authority of the State board of convict inspectors, and additional powers and authority, including authority and power to provide for the segregation, care, custody and treatment of tubercular persons; and to impose upon the board of control and economy all the duties heretofore required of the State board of convict inspectors and additional duties; to confer upon the board of control and economy general supervision and authority over the office of the State prison inspector who shall henceforth discharge the duties of his office in connection with and as part of the work of the State board of control and economy; to confer upon the board of control and economy certain duties and authority with reference to the purchasing and supplies of the public printing and binding, stationery, fuel and paper, and other powers and authority incident to the more efficient control and co-ordination of the business operation of the State; also providing for the necessary appropriation to pay all salaries, wages and other expenses and outlays authorized to be paid or incurred in this and the said original act of February 13, 1919.

H. 615. To amend certain sections of the primary election law, being "An act to regulate primary elections in the State of Alabama," appearing in the printed acts of 1915 at pages 218

to 259 inclusive, by amending, to-wit: Sections 8, 9, 11, 12, 19, 20, 23, 32, 33, 36, 38, 39, 40, 41, 42, 43, 45, 49, 52 and 58 of said act.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Lynne, the House concurred in and adopted the Senate amendment to the bill, H. 900, said Senate amendment being as follows:

Amend section one (1) of House bill No. 900, by inserting next after the words "and he shall hold his office subject to the removal of the governor," where they appear in said section, the following words: "The board of control and economy is hereby authorized and empowered by and with the approval of the governor to prescribe the subordinate officers, assistants and employees, necessary for the proper conduct and operation of the convict department, to prescribe their duties and to fix their salaries or compensation. Such subordinate officers, assistants and employees to be appointed by the State warden general, with the approval of the governor. The said officers, assistants and employees shall be subject to removal by the governor, and the said salaries or compensation shall be paid out of the funds of the convict department as salaries of officers or employees of the convict department have heretofore been paid."

Amend House bill number nine hundred (No. 900) by adding section seven and one-half (7½) as follows: "That the board of control shall also be the purchasing agent with like power for the purchase for the counties of the State, of stationery, books, blank books and office supplies and other supplies and materials, and also shall be purchasing agent for blank books, stationery, office supplies and material for use in the several State offices, departments, commissions, bureaus and boards other than for the use of the Supreme Court, the Court of Appeals and the State and Supreme Court libraries. Provided the said board of control shall make purchases for the several counties of the State only when and only to the extent that it may be authorized to do so by the action of the court of county commissioners, board of revenue or other governing body of the county."

Amend section nine by eliminating therefrom the words and figures "October, 1919" and substituting therefor the words "January, nineteen hundred and twenty."

Yeas, 51; Nays, 6.

*Yeas:**Messrs:*

Mr. Speaker	Cobbs	Jones (Escambia)	Pittman
Alexander	Collins	Johnson	Preston
Allen	Crump	Lee (Perry)	Reynolds
Andrews	Dansby	Lewis	Russell
Arnold	Deese	Long (Sumter)	Seale
Baker	Dickson	Longshore	Shaw
Blunt	Ellis (Elmore)	Lynne	Sherrod
Bracken	Guy	Matthews (Wilcox)	Sparks
Brindley	Hall (Marion)	Milford	Stewart
Burks	Hare	Murphree	Stoddard
Carnley	Hawkins	McDonald	Tompkins
Christian	Holmes (Baldwin)	Partridge	Tunstall
Cliett	Ingram	Peters	

—51

*Nays:**Messrs:*

Graham (Autauga)	Long (Butler)	Simpson	Van de Graff
Jones (Montgomery)	Parker		

—6

On motion of Mr. Cobbs the House concurred in and adopted the Senate amendment to the bill, H. 615, said Senate amendment being as follows:

Amend section 20 by striking out all words beginning with the word "All ballots shall be numbered," and the succeeding words in said section. Insert in lieu thereof the following words:

"All ballots shall be numbered on the back thereof before being deposited in the ballot box, and a corresponding number be placed by the inspector on a record to be kept for that purpose by them, which record shall be enclosed in a separate envelope and sealed and directed to the probate judge and filed with him by the returning officer and be kept by the probate judge, to be opened only in the event of a contest. In the event of a contest such record, sealed, of only the counties, districts, precincts, or wards concerned in the contest, shall be delivered by such judge to the chairman of the committee which is to try the contest; and when opened may be used in evidence so far as necessary. Such chairman shall not open such sealed records except on proper demand as per section forty-two, or as permitted by law, except to make certified copies on such demand, he shall not open them except in the presence of the trial committee. After the time allowed by law for filing contests, if no contest be filed the probate judge shall destroy such sealed record.

Yeas, 6; Nays, 0.

*Yeas:**Messrs:*

Mr. Speaker	Albright	Allen	Arnold
Adams	Alexander	Andrews	Austin

Baker	Dunaway	Jordan	Preston
Barganier	Fletcher	Lawson	Ross
Benners	Gilbert	Lewis	Salter
Bracken	Graham (Autauga)	Longshore	Seale
Burns	Graham (Clarke)	Lynne	Sherrod
Carnley	Guy	Mathews (Clarke)	Smith
Christian	Hale	Matthews (Wilcox)	Stewart
Clayton	Hardaway	Milford	Tompkins
Cobbs	Hare	Mitchell	Truss
Crump	Hawkins	Moorer	Tunstall
Dansby	Hollis	McLeod	Williams
Dickson	Howle	Oakley	Wilson
Dodson	Johnson	Peters	Woodard

—60

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate has amended as therein shown, and as amended has passed the following House bill:

H. 452. Authorizing a bank to pay the deposit of a deceased depositor to the widow, or husband, or heirs of the deceased, where the deposit does not exceed one thousand (\$1,000.00) dollars, after the lapse of sixty (60) days from the death of the deceased.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Dansby, the House concurred in and adopted the Senate amendment to the bill, H. 452, said Senate amendment being as follows:

Amend the bill by striking out the word "or husband" after the words "to the widow" in section 1.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cliett	Howle	Peters
Adams	Cobbs	Ingram	Pittman
Albright	Crump	Johnson	Preston
Alexander	Dickson	Jordan	Ross
Allen	Dodson	Lawson	Russell
Andrews	Dunaway	Lewis	Shaw
Arnold	Faulk	Longshore	Sherrod
Austin	Fletcher	Lynne	Simpson
Baker	Gilbert	Milford	Smith
Barganier	Griffin	Mitchell	Stoddard
Benners	Guy	Moorer	Truss
Carnley	Hale	Murphree	Tunstall
Christian	Hare	McDonald	Waddell
Christopher	Hawkins	McLeod	Wilson
Clayton	Hollis	Parker	Woodard

—60

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and as amended has passed the following House bill:

H. 590. To regulate the office of tax collector in all counties of the State of Alabama which has a population of as much as 33,781 and not more than 33,800 according to the last Federal census and fix the compensation of such tax collectors and to provide for the payment thereof.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Brindley the House concurred in and adopted the Senate amendment to the bill, H. 590, said Senate amendment being as follows:

Amend H. 590 by adding to the caption and the bill after the word last, before the word Federal, the words: "or any succeeding."

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Carnley	Johnson	Ross
Adams	Clayton	Jordan	Russell
Albright	Edwards (Dallas)	Lawson	Salter
Alexander	Edwards (Pike)	Lewis	Seale
Allen	Ellis (Bullock)	Longshore	Shaw
Andrews	Ellis (Elmore)	Lynne	Simpson
Arnold	Faulk	Milford	Smith
Austin	Fletcher	Mitchell	Sparks
Baker	Guy	Moorer	Stewart
Barganier	Hale	Murphree	Tompkins
Benners	Hare	McLeod	Trammell
Bracken	Hawkins	Orr	Truss
Brindley	Hollis	Parker	Tunstall
Burks	Howle	Peters	Wilson
Burns	Ingram	Pittman	Woodard

—60

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has received the following message from his excellency, the governor, proposing an amendment to:

S. 368. To provide for the establishment, maintenance, repair and regulations of public highways; including bridges and ferries, in St. Clair county.

And the Senate has concurred in and adopted the amendment proposed by the governor, to said bill, by a vote of a majority of the whole number elected to the Senate, said vote being: Yeas, 18; nays, 1.

Said governor's message being in words and figures as follows:

September 19, 1919.

Gentlemen of the Senate:

I herewith return Senate bill No. 368 without my approval, and suggest the following amendment which if adopted will meet my objection to the bill, namely: amend section 17 by adding at the end thereof the following proviso, namely:

"Provided that if the general revenue act, or any general act, enacted or to be enacted by this Legislature shall include provisions fixing and regulating license or privilege taxes on vehicles of any kind however propelled or driven, for the use of the State and the counties of the State, and providing that the proceeds of such privileges or license taxes shall be apportioned between the State and the counties of the State, such provisions and such apportionment of such license or privilege taxes under any such general law shall take precedence of and shall be in lieu of the privilege or license taxes authorized to be levied and collected under this act to the extent covered by such general act, and provided further that all provisions of this act fixing or levying any such privilege or license taxes in conflict or inconsistent with the provisions of any such general law shall be void and of no operation and effect."

Respectfully,
Thos. E. Kilby,
Governor.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Crump the House concurred in and adopted the amendment proposed by the governor to the bill, S. 368, said governor's amendment being set out in the above and foregoing message from the Senate.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker
Adams
Albright
Baker
Benners
Bracken
Brindley
Burks
Burns

Calvert
Carnley
Christian
Clayton
Cliett
Cobbs
Collins
Dansby
Dickson

Dodson
Dunaway
Faulk
Fletcher
Gilbert
Guy
Hale
Hare
Hawkins

Hollis
Howle
Johnson
Jordan
Lawson
Lewis
Longshore
Lynne
Milford

Mitchell	Parker	Salter	Tompkins
Moorer	Peters	Shaw	Trammell
Murphree	Pittman	Sherrrod	Tunstall
McLeod	Preston	Smith	Waddell
Oakley	Ross	Sparks	Whorton
Orr	Russell	Stewart	Wilson

—60

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and as amended has passed the following House bill:

H. 860. To create the office of county solicitor in all counties having a population of not less than eighteen thousand one hundred and twenty-five and not more than eighteen thousand nine hundred according to the Federal census of 1910, and to provide for the election of such solicitor by the qualified electors of such counties and prescribe his qualifications and duties and fix his compensation.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Dansby the House concurred in and adopted the Senate amendment to the bill, S. 860, said Senate amendment being as follows:

Amend caption of bill by inserting after words: "Federal census of 1910" the words: "or any subsequent Federal census."

Amend bill by inserting after words "Federal census of 1910" the words: "or any subsequent Federal census."

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christian	Lewis	Salter
Adams	Dunaway	Longshore	Seale
Albright	Faulk	Lynne	Shaw
Alexander	Fletcher	Milford	Sherrrod
Allen	Gilbert	Mitchell	Smith
Andrews	Guy	Moorer	Sparks
Arnold	Hale	Murphree	Stewart
Austin	Hare	McLeod	Stoddard
Baker	Hawkins	Orr	Trammell
Barganier	Hollis	Parker	Truss
Benners	Howle	Peters	Tunstall
Bracken	Ingram	Pittman	Waddell
Brindley	Johnson	Preston	Whorton
Burns	Jordan	Ross	Williams
Carnley	Lawson	Russell	Wilson

—60

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate has received the accompanying message from his excellency, the governor, proposing an amendment to the bill :

S. 332. To amend an act entitled, "An act to regulate the employment of minor children within the State of Alabama; to prohibit the employment of minors under certain conditions; to provide for the inspection, and regulation of establishments, **occupations, places and premises** where minors are employed; to entrust the enforcement of the provisions of this act to the State prison inspector; to punish violations of this act," and approved February 24, 1915.

And the Senate has concurred in and adopted said proposed amendment by a vote of a majority of the whole number elected to the Senate, said vote being: Yeas, 25; nays, 0.

Said governor's message being in words and figures as follows:

September 25, 1919.

Gentlemen of the Senate:

I herewith return without my approval Senate bill No. 332 amending the act regulating the employment of minor children within the State of Alabama, with amendments suggested which if made will remove my objection to the bill, as follows:

Amend section 4 by adding at the end thereof next after the words "where intoxicating liquors are manufactured or sold," the words "nor to work in any pool or billiard room or place."

Also amend in connection with the foregoing amendment section 6, by striking out subdivision 15 of said section 6.

The effect of the two amendments taken together will be to prohibit the employment of persons under twenty-one years of age in any establishment where intoxicating liquors are manufactured or sold or in any pool or billiard room or place.

Respectfully,

Thos. E. Kilby,
Governor.

And sends said bill, together with the governor's message, containing the proposed amendment, herewith to the House for its consideration.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The House concurred in and adopted the governor's amendment to the bill, S. 332, said governor's amendment being set out in the above and foregoing message from the Senate.

Yeas, 60; nays, 0.

*Yeas:**Messrs:*

Mr. Speaker	Carnley	Ingram	Ross
Adams	Cliett	Jordan	Salter
Albright	Dansby	Lawson	Seale
Allen	Dickson	Lewis	Shaw
Andrews	Dodson	Longshore	Simpson
Arnold	Dunaway	Lynne	Smith
Austin	Faulk	Milford	Stewart
Baker	Fletcher	Mitchell	Stoddard
Barganier	Gilbert	Moorer	Tompkins
Benners	Guy	McDonald	Truss
Bracken	Hale	McLeod	Tunstall
Brindley	Hare	Orr	Waddell
Burks	Hawkins	Peters	Whorton
Burns	Hollis	Pittman	Williams
Calvert	Howle	Preston	Wilson

—60

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and as amended has passed the following House bill:

H. 613. To regulate the traffic in seed cotton in the several counties of Alabama and to provide for penalties for violating the same.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Allen, the House concurred in and adopted the Senate amendment to the bill, H. 613, said Senate amendment being as follows:

Amend H. 613 by adding the following words to section 6, to-wit:

"But the provisions of this bill shall not apply to ginnermen who purchase seed cotton from their customers delivered to their gins."

Yeas, 60; nays, 0.

*Yeas:**Messrs:*

Mr. Speaker	Bracken	Crump	Guy
Adams	Brindley	Dansby	Hall (Marion)
Albright	Burks	Dickson	Hale
Alexander	Burns	Dodson	Hare
Allen	Calvert	Dunaway	Hollis
Austin	Cliett	Faulk	Holmes (Elmore)
Baker	Cobbs	Fletcher	Howle
Benners	Collins	Gilbert	Ingram

Jones (Escambia)	Mitchell	Ross	Tompkins
Johnson	Murphree	Salter	Truss
Jordan	McLeod	Shaw	Tunstall
Lawson	Orr	Simpson	Waddell
Lewis	Parker	Smith	Whorton
Lynne	Peters	Sparks	Wilson
Milford	Robertson	Stoddard	Woodard

—60

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and as amended has passed the following House bill:

H. 762. To fix the salary of the judge of the county court in all counties having a population of not less than twenty-three thousand one hundred and fifty (23,150) and not more than twenty-three thousand two hundred and fifty (23,250) according to the Federal census of 1910 and provide for the payment of the same.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Longshore the House non-concurred in the Senate amendment to the bill, H. 762, said Senate amendment being as follows:

Amend H. 762 by striking out the words "Twelve hundred dollars" wherever they occur in said bill and inserting in lieu thereof the words "six hundred dollars."

Amend title and section 1 of House bill 762 respectively, by adding next after the words: "according to the Federal census of 1910" where they occur in the title and in said section, the words: "or any subsequent Federal census."

And asked for a Committee of Conference and the Speaker named as a Committee of Conference on part of the House, Messrs. Reynolds, Longshore and Shaw.

BILLS ON THIRD READING.

S. 651. To amend an act approved February 14, 1919, entitled, "An act to provide for extension work in agriculture and home economics by giving instruction to men, women and young people in the several counties in Alabama, by continuing and improving farm demonstration work, by organizing marketing clubs, by organizing and supervising boys' corn and pig clubs,

girls' canning clubs, women's clubs in home economics and by conducting other extension work through other means, all with a view to making farm life more profitable and attractive; to secure for Alabama the full amount of the funds conditionally appropriated by Congress under the Smith-Lever Extension act for extension work in agriculture and home economics; and to make appropriations for these purposes."

Was read a third time at length and passed.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christian	Holmes (Elmore)	Preston
Albright	Clayton	Howle	Robertson
Allen	Cliett	Jones (Escambia)	Ross
Andrews	Dickson	Jones (Montgomery)	Russell
Arnold	Faulk	Lawson	Seale
Austin	Fletcher	Lewis	Shaw
Baker	Gilbert	Longshore	Sparks
Barganier	Graham (Autauga)	Lynne	Tompkins
Benners	Graham (Clarke)	Matthews (Wilcox)	Trammell
Bracken	Guy	Moorer	Truss
Brindley	Hall (Henry)	McDonald	Van de Graff
Burks	Hale	McLeod	Waddell
Burns	Hardaway	Oliver	Williams
Calvert	Hare	Partridge	Wilson
Carnley	Hawkins	Pittman	Woodard

—60

MESSAGE FROM THE SENATE.

Mr. Speaker:

The President and presiding officer of the Senate having signed the following Senate bill, your signature thereto is requested:

S. 412. To amend section 4 of "An act to fix the compensation of circuit judges, circuit solicitors and assistant solicitors in all circuits of the State of Alabama which circuits are composed of only one county and having two or more judges, or which circuits may hereafter have two or more judges, and to provide that a portion of such salaries be paid out of the county treasury of the counties constituting the respective circuits.

W. F. Miller,
Secretary.

SIGNING OF SENATE BILL.

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds

vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing message from the Senate.

RESOLUTION.

The following resolution was introduced:

H. J. R. 384. Resolved by the House, That the Senate be requested to return Senate bill 549 to the House for amendment.

The rules were suspended and the resolution was adopted.

ADJOURNMENT.

On motion of Mr. Lynne, the House adjourned until Saturday, September 27th at 9 A. M.

FIFTIETH DAY.

House of Representatives,
Saturday, September 27, 1919.

The House met pursuant to adjournment.

PRAYER.

The session was opened with prayer by Mr. Adams, of the House.

ROLL CALL.

On a call of the roll of the House the following members answered to their names:

Messrs:			
Mr. Speaker	Cliett	Hare	Lynne
Adams	Cobbs	Hawkins	Matthews (Wilcox)
Albright	Dansby	Holmes (Baldwin)	Milford
Alexander	Deese	Howle	Moorer
Allen	Dickson	Ingram	Murphree
Andrews	Edwards (Dallas)	Jones (Escambia)	McDonald
Arnold	Ellis (Bullock)	Jones (Marengo)	McLeod
Baker	Ellis (Elmore)	Jones (Montgomery)	Oakley
Benners	Fletcher	Johnson	Oliver
Blunt	Gilbert	Jordan	Orr
Bracken	Graham (Autauga)	Lawson	Parker
Brindley	Graham (Clarke)	Lee (Butler)	Peters
Calvert	Guy	Lee (Perry)	Pittman
Carnley	Hall (Henry)	Lewis	Preston
Christian	Hall (Marion)	Long (Butler)	Reynolds
Christopher	Hale	Long (Sumter)	Robertson
Clayton	Hardaway	Longshore	Ross

Russell	Simpson	Tompkins	Waddell
Salter	Smith	Trammell	Whorton
Seale	Sparks	Truss	Williams
Shaw	Stewart	Tunstall	Woodard
Sherrod	Stoddard	Van de Graff	

—87

A quorum was present.

REPORT OF COMMITTEE ON REVISION OF JOURNAL.

Mr. Speaker:

We, your Committee on Revision of the Journal, beg leave to report that we have examined the Journal of the forty-ninth day and find the same to be correct.

W. H. Shaw, .
Chairman.

The report of the committee was concurred in and adopted and the Journal for the forty-ninth day was approved.

LEAVE OF ABSENCE.

Leave of absence on account of sickness was granted to Mr. Ellis of Bullock for the day.

RESOLUTION.

Mr. Murphree offered the following resolution:

H. 385. Resolved by the House, That the Senate be requested to return Senate bill No. 750 for further consideration.

The rules were suspended and the resolution was adopted.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted:

H. R. 385. Requesting the return to the House of S. 750.

And said bill is herewith returned to the House.

W. F. Miller,
Secretary.

RECONSIDERATION OF VOTE.

Mr. Murphree moved to reconsider the vote whereby

S. 750. To fix the compensation of the several executive officers, officers of departments and boards, subordinate officers, clerks, watchmen and capitol servants.

was passed on the last legislative day. The motion prevailed. Mr. Murphree moved to reconsider the vote whereby the bill,

S. 750, was ordered to a third reading. The motion prevailed. Mr. Murphree offered the following amendment to the bill:

Amend bill so as to make subdivision 17 thereof read as follows: The salary of the chairman of the State tax commission shall be four thousand dollars (\$4,000.00) per annum.

And the amendment was adopted.

Yeas, 49; nays, 9.

Yeas:

Messrs:

Mr. Speaker	Edwards (Dallas)	Lee (Perry)	Salter
Adams	Edwards (Pike)	Long (Sumter)	Shaw
Albright	Ellis (Bullock)	Lynne	Sherrod
Allen	Graham (Autauga)	Matthews (Wilcox)	Simpson
Andrews	Graham (Clarke)	Milford	Sparks
Arnold	Griffin	Murphree	Stoddard
Blunt	Hale	Oakley	Tompkins
Bracken	Holmes (Baldwin)	Parker	Trammell
Carnley	Holmes (Elmore)	Peters	Tunstall
Cobbs	Jones (Escambia)	Pittman	Van de Graff
Dansby	Jones (Montgomery)	Ross	Williams
Deese	Johnson	Russell	Woodard
Dickson			

—49

Nays:

Messrs:

Baker	Hall (Marion)	Longshore	Smith
Calvert	Long (Butler)	Preston	Stewart
Christopher			

—9

Mr. Murphree offered the following amendment to the bill:

Amend the bill so as to make subdivision 18 thereof read as follows: The salaries of the two associate members of the State tax commission shall be four thousand dollars (\$4,000.00) each per annum.

And the amendment was adopted.

Yeas, 49; nays, 9.

Yeas:

Messrs:

Mr. Speaker	Edwards (Dallas)	Lewis	Salter
Adams	Edwards (Pike)	Long (Sumter)	Shaw
Albright	Ellis (Bullock)	Lynne	Sherrod
Allen	Graham (Autauga)	Matthews (Wilcox)	Simpson
Andrews	Graham (Clarke)	Milford	Sparks
Arnold	Griffin	Murphree	Stoddard
Blunt	Hale	Oakley	Tompkins
Bracken	Hawkins	Parker	Trammell
Carnley	Jones (Escambia)	Peters	Tunstall
Cobbs	Jones (Montgomery)	Pittman	Van de Graff
Dansby	Johnson	Ross	Williams
Deese	Lee (Perry)	Russell	Woodard
Dickson			

—49

Nays:

Messrs:

Baker	Hall (Marion)	Longshore	Smith
Calvert	Long (Butler)	Preston	Stewart
Christopher			

—9

Mr. Murphree offered the following amendment to the bill:

Amend the bill so as to make subdivision 20 thereof read as follows: The salary of the inspector of the child welfare department shall be three thousand dollars (\$3,000.00) per annum.

And the amendment was adopted.

Yeas, 49; nays, 9.

Yeas:

Messrs:

Mr. Speaker	Edwards (Dallas)	Lee (Perry)	Salter
Adams	Edwards (Pike)	Long (Sumter)	Shaw
Albright	Ellis (Bullock)	Lynne	Sherrod
Allen	Graham (Autauga)	Matthews (Wilcox)	Simpson
Andrews	Graham (Clarke)	Milford	Sparks
Arnold	Griffin	Murphree	Stoddard
Blunt	Hale	Oakley	Tompkins
Bracken	Holmes (Baldwin)	Parker	Trammell
Carnley	Holmes (Elmore)	Peters	Tunstall
Cobbs	Jones (Escambia)	Pittman	Van de Graff
Dansby	Jones (Montgomery)	Ross	Williams
Deese	Johnson	Russell	Woodard
Dickson			

—49

Nays:

Messrs:

Baker	Hall (Marion)	Longshore	Smith
Calvert	Long (Butler)	Preston	Stewart
Christopher			

—9

Mr. Murphree offered the following amendment to the bill:

Amend the bill so as to make the subdivision 24 thereof read as follows: The salary of the chief examiner of public accounts shall be twenty-seven hundred dollars (\$2,700.00) per annum, the salaries of the six examiners of public accounts shall be twenty-four hundred dollars (\$2,400.00) each per annum. There shall be added to the above salaries an additional sum computed on a monthly basis of four dollars (\$4.00) per day for the chief examiner and each examiner for expenses.

And the amendment was adopted.

Yeas, 49; nays, 9.

Yeas:

Messrs:

Mr. Speaker	Allen	Blunt	Cobbs
Adams	Andrews	Bracken	Dansby
Albright	Arnold	Carnley	Deese

Dickson	Jones (Escambia)	Oakley	Simpson
Edwards (Dallas)	Jones (Montgomery)	Parker	Sparks
Edwards (Pike)	Johnson	Peters	Stoddard
Ellis (Bullock)	Lee (Perry)	Pittman	Tompkins
Graham (Autauga)	Long (Sumter)	Ross	Trammell
Graham (Clarke)	Lynne	Russell	Tunstall
Griffin	Matthews (Wilcox)	Salter	Van de Graff
Hale	Milford	Shaw	Williams
Holmes (Baldwin)	Murphree	Sherrod	Woodard
Holmes (Elmore)			

—49

*Nays:**Messrs:*

Baker	Hall (Marion)	Longshore	Smith
Calvert	Long (Butler)	Preston	Stewart
Christopher			

—9

Mr. Murphree offered the following amendment to the bill:

Amend bill so as to make section 14 thereof read as follows:
There shall be employed by the governor four watchmen for the capitol whose salaries shall be twelve hundred dollars (\$1,200.00) each per annum.

And the amendment was adopted.

Yeas, 49; nays, 9.

*Yeas:**Messrs:*

Mr. Speaker	Edwards (Dallas)	Lee (Perry)	Salter
Adams	Edwards (Pike)	Long (Sumter)	Shaw
Albright	Ellis (Bullock)	Lynne	Sherrod
Allen	Graham (Autauga)	Matthews (Wilcox)	Simpson
Andrews	Graham (Clarke)	Milford	Sparks
Arnold	Griffin	Murphree	Stoddard
Blunt	Hale	Oakley	Tompkins
Bracken	Holmes (Baldwin)	Parker	Trammell
Carnley	Holmes (Elmore)	Peters	Tunstall
Cobbs	Jones (Escambia)	Pittman	Van de Graff
Dansby	Jones (Montgomery)	Ross	Williams
Deese	Johnson	Russell	Woodard
Dickson			

—49

*Nays:**Messrs:*

Baker	Hall (Marion)	Longshore	Smith
Calvert	Long (Butler)	Preston	Stewart
Christopher			

—9

Mr. Murphree offered the following amendment to the bill:

Amend bill so as to make section 18 thereof read as follows:
There shall be employed in the office of the superintendent of banks, clerical assistants as follows: four bank examiners whose salaries shall be twenty-four hundred dollars (\$2,400.00) each per annum, one office assistant whose salary shall be eighteen

hundred dollars (\$1,800.00) per annum, a stenographer whose salary shall be one thousand twenty dollars (\$1,020.00) per annum.

And the amendment was adopted.

Yeas, 49; nays, 9.

Yeas:

Messrs:

Mr. Speaker	Edwards (Dallas)	Lee (Perry)	Salter
Adams	Edwards (Pike)	Long (Sumter)	Shaw
Albright	Ellis (Bullock)	Lynne	Sherrod
Allen	Graham (Autauga)	Matthews (Wilcox)	Simpson
Andrews	Graham (Clarke)	Milford	Sparks
Arnold	Griffin	Murphree	Stoddard
Blunt	Hale	Oakley	Tompkins
Bracken	Holmes (Baldwin)	Parker	Trammell
Carnley	Holmes (Elmore)	Peters	Tunstall
Cobbs	Jones (Escambia)	Pittman	Van de Graff
Dansby	Jones (Montgomery)	Ross	Williams
Deese	Johnson	Russell	Woodard
Dickson			

—49

Nays:

Messrs:

Baker	Hall (Marion)	Longshore	Smith
Calvert	Long (Butler)	Preston	Stewart
Christopher			

—9

Mr. Murphree offered the following amendment to the bill:

Amend bill so as to make section 22 thereof read as follows: There shall be employed in the office of the insurance commissioner clerical assistance as follows: A deputy insurance commissioner whose salary shall be twenty-four hundred dollars (\$2,400.00) per annum, a file clerk and stenographer whose salary shall be twelve hundred dollars (\$1,200.00) per annum, also a fire marshal whose salary shall be twenty-five hundred dollars (\$2,500.00) per annum and four assistant fire marshals whose salaries shall be eighteen hundred dollars (\$1,800.00) each per annum, to be paid out of the fire marshal fund.

And the amendment was adopted.

Yeas, 49; nays, 9.

Yeas:

Messrs:

Mr. Speaker	Carnley	Graham (Autauga)	Johnson
Adams	Cobbs	Graham (Clarke)	Lee (Perry)
Albright	Dansby	Griffin	Long (Sumter)
Allen	Deese	Hale	Lynne
Andrews	Dickson	Holmes (Baldwin)	Matthews (Wilcox)
Arnold	Edwards (Dallas)	Holmes (Elmore)	Milford
Blunt	Edwards (Pike)	Jones (Escambia)	Murphree
Bracken	Ellis (Bullock)	Jones (Montgomery)	Oakley

Parker	Salter	Sparks	Tunstall
Peters	Shaw	Stoddard	Van de Graff
Pittman	Sherrod	Tompkins	Williams
Ross	Simpson	Trammell	Woodard
Russell			—49

*Nays:**Messrs:*

Baker	Hall (Marion)	Longshore	Smith
Calvert	Long (Butler)	Preston	Stewart
Christopher			—9

And the bill:

S. 750. To fix the compensation of the several State executive officers, officers of departments and boards, subordinate officers, clerks, watchmen and capitol servants.

As amended, was read a third time at length and passed.

Yeas, 49; nays, 9.

*Yeas:**Messrs:*

Mr. Speaker	Edwards (Dallas)	Lee (Perry)	Salter
Adams	Edwards (Pike)	Long (Sumter)	Shaw
Albright	Ellis (Bullock)	Lynne	Sherrod
Allen	Graham (Autauga)	Matthews (Wilcox)	Simpson
Andrews	Graham (Clarke)	Milford	Sparks
Arnold	Griffin	Murphree	Stoddard
Blunt	Hale	Oakley	Tompkins
Bracken	Holmes (Baldwin)	Parker	Trammell
Carnley	Holmes (Elmore)	Peters	Tunstall
Cobbs	Jones (Escambia)	Pittman	Van de Graff
Dansby	Jones (Montgomery)	Ross	Williams
Deese	Johnson	Russell	Woodard
Dickson			—49

*Nays:**Messrs:*

Baker	Hall (Marion)	Longshore	Smith
Calvert	Long (Butler)	Preston	Stewart
Christopher			—9

RESOLUTION.

Mr. Carnley offered the following resolution:

H. J. R. 386. Whereas, numerous amendments to the Constitution of Alabama of 1901 have been proposed to this Legislature, as well as to each Legislature subsequent to the adoption of the Constitution, for submission to the people of the State, many of which amendments have been voted upon and ratified by the people; and

Whereas, such amendments have been and are proposed by individuals who have in mind but a single object, without regard

to the Constitution as a whole, and have been acted upon by the various legislatures without reference to their effect upon the instrument as a whole or upon its various provisions:

Now, therefore, in order that the organic law of the State, as expressed in the sacred covenant of its people, be clear and unambiguous in its terms; that all possible conflicts therein may be reconciled; that the valuable rights assured thereunder may be preserved; and that the changes made necessary therein by the progress of the times may be wrought with intelligence and conservatism:

Be it resolved by the House of Representatives, the Senate concurring, That the governor of Alabama be and he is hereby authorized and requested to form a constitutional commission whose function shall be to give careful consideration to the Constitution and the amendments thereto, with the view to determining the existence or not of conflicting provisions and the necessity for changing the Constitution in any respect, which commission shall report the result of its investigations to the next session of the Legislature and shall submit such amendments as it may deem necessary to harmonize the Constitution in its present status, and to meet changed conditions.

Said commission shall consist of seven members, of which the governor shall be chairman. The associate members of the commission shall be named by the governor, one or more of whom shall be selected from the Supreme Court of Alabama. This commission shall serve without compensation.

And the resolution was referred to the Standing Committee on Rules.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has received the following message from his excellency, the governor, proposing an amendment to the bill:

S. 442. To create the office of State fire marshal, and to provide for the appointment of deputy marshals and assistants; to define their powers and duties and to fix their compensation; to provide ways and means for the enforcement of this act and penalties for violation thereof; and to provide means for defraying the expenses incurred under the provisions hereof.

And the Senate has concurred in and adopted the amendment proposed by the governor to said bill by a vote of a majority of the whole number elected to the Senate, said vote being: Yeas, 20; nays, 2.

Said governor's message being in words and figures as follows:

Gentlemen of the Senate:

I return herewith, without my approval, Senate bill No. 442, creating the office of State fire marshal, and providing for the appointment of deputy marshals and assistants, and suggest the following amendments which will overcome my objections:

Amend Senate bill No. 442 by striking out the words "for cause" in section 1, and substitute therefor the words "with or without cause," so that the clause, as amended, shall read as follows: "and he may be removed from office by the governor with or without cause."

Amend section 3 by adding next after the words "four deputy marshals" where they occur in the first paragraph of said section, the words "by and with the approval of the governor and" and by adding at the end of such section the following proviso, namely:

"Provided that such deputy fire marshals and assistants authorized to be appointed in this act shall be subject to removal by the governor with or without cause."

Respectfully,
Thos. E. Kilby,
Governor.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Lynne, the House concurred in and adopted the amendment proposed by the governor to the bill, S. 442, said amendment of the governor being set out in the above and foregoing message from the Senate.

Yeas, 43; nays, 18.

Yeas:

Messrs:

Mr. Speaker	Calvert	Holmes (Baldwin)	Murphree
Adams	Carnley	Ingram	McLeod
Albright	Christian	Jones (Escambia)	Oakley
Alexander	Cliett	Jones (Marengo)	Oliver
Allen	Cobbs	Jones (Montgomery)	Preston
Andrews	Dansby	Jordan	Shaw
Arnold	Dickson	Long (Sumter)	Stoddard
Baker	Ellis (Elmore)	Lynne	Tompkins
Bracken	Graham (Autauga)	Matthews (Wilcox)	Williams
Brindley	Hall (Henry)	Milford	Woodard
Burks	Hare	Moorer	

—43

Nays:

Messrs:

Blunt	Hardaway	Pittman	Smith
Clayton	Lee (Perry)	Russell	Truss
Graham (Clarke)	Long (Butler)	Sherrod	Van de Graff
Guy	Longshore	Simpson	Waddell
Hall (Marion)	Parker		

—18

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in the House amendment to the bill:

S. 737. To make appropriations to the State normal schools for white teachers located at Florence, Jacksonville, Livingston, Troy, Daphne and Moundville.

W. F. Miller,
Secretary.

BILLS ON THIRD READING.

S. 763. To provide an appropriation for the relief of needy Confederate soldiers, sailors and their widows.

Was read a third time at length and passed.

Yeas, 62; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Dickson	Jordan	Reynolds
Albright	Edwards (Dallas)	Lee (Butler)	Robertson
Alexander	Edwards (Pike)	Lee (Perry)	Ross
Allen	Ellis (Bullock)	Long (Butler)	Russell
Andrews	Graham (Clarke)	Long (Sumter)	Salter
Baker	Griffin	Longshore	Sherrod
Blunt	Guy	Lynne	Simpson
Bracken	Hall (Henry)	Matthews (Wilcox)	Smith
Brindley	Hall (Marion)	Milford	Sparks
Carnley	Hale	Murphree	Stoddard
Christopher	Hawkins	McLeod	Tompkins
Clayton	Holmes (Baldwin)	Oakley	Trammell
Cliett	Ingram	Parker	Van de Graff
Crump	Jones (Escambia)	Pittman	Williams
Dansby	Jones (Montgomery)	Preston	Woodard
Deese	Johnson		

—62

S. 290. To amend an act to provide for the registration of electors was taken up. Mr. Dansby moved to indefinitely postpone the bill and the motion prevailed.

S. 657. To provide for the appointment of deputy registers and deputy clerks for circuit courts in judicial circuits composed of one county having two or more judges, and to prescribe the duties and fix the compensation and salary of such deputies.

Was taken up. Mr. Ross offered the following amendment to the bill:

Amend the bill by striking out the words "or more judges of said court" where they appear after the word "two" in the second line from the enacting clause and insert in lieu thereof the following: "and not more than three judges of said court."

And the amendment was adopted.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Jones (Escambia)	Pittman
Adams	Dansby	Jones (Montgomery)	Preston
Albright	Deese	Johnson	Reynolds
Alexander	Dickson	Jordan	Robertson
Allen	Edwards (Dallas)	Lee (Butler)	Ross
Andrews	Ellis (Bullock)	Lee (Perry)	Salter
Arnold	Graham (Autauga)	Long (Sumter)	Shaw
Baker	Graham (Clarke)	Longshore	Sherrod
Blunt	Griffin	Lynne	Simpson
Bracken	Guy	Matthews (Wilcox)	Smith
Brindley	Hall (Marion)	Milford	Stoddard
Calvert	Hale	Murphree	Tompkins
Carnley	Hawkins	McLeod	Truss
Cliett	Holmes (Baldwin)	Oakley	Van de Graff
Cobbs	Ingram	Parker	Williams

—60

And the bill:

S. 657. To provide for the appointment of deputy registers and deputy clerks for circuit courts in judicial circuits composed of one county having two or more judges, and to prescribe the duties and fix the compensation and salary of such deputies.

As amended, was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Jones (Escambia)	Pittman
Adams	Dansby	Jones (Montgomery)	Preston
Albright	Deese	Johnson	Reynolds
Alexander	Dickson	Jordan	Robertson
Allen	Edwards (Dallas)	Lee (Butler)	Ross
Andrews	Ellis (Bullock)	Lee (Perry)	Salter
Arnold	Graham (Autauga)	Long (Sumter)	Shaw
Baker	Graham (Clarke)	Longshore	Sherrod
Blunt	Griffin	Lynne	Simpson
Bracken	Guy	Matthews (Wilcox)	Smith
Brindley	Hall (Marion)	Milford	Stoddard
Calvert	Hale	Murphree	Tompkins
Carnley	Hawkins	McLeod	Truss
Cliett	Holmes (Baldwin)	Oakley	Van de Graff
Cobbs	Ingram	Parker	Williams

—60

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted the report of the Committee of Conference on the disagreement of the two houses on the House amendments to the bill:

S. 748. To make appropriations for the ordinary expenses for the executive, legislative and judicial departments of the State for the interest on the public debt and for the public schools."

Said conference report being in words and figures as follows:

To the Legislature of Alabama:

We, your Conference Committee on the differences between the two houses on Senate bill No. 748, "To make appropriations for the ordinary expenses for the executive, legislative and judicial departments of the State, for the interest on the public debt and for the public schools," respectfully report:

We recommend that the House recede from its several amendments and that the bill be amended as follows:

Strike out section 57 under the title "executive department."

Amend section 55 under the title "executive department" so that the same shall read as follows: "55. For compensation of four bank examiners and one office assistant twelve thousand dollars (\$12,000.00) for every year, or so much thereof as may be necessary."

Amend subdivision 15 under the title "judicial department" so that the same shall read as follows: "15. For the compensation of thirty-seven (37) circuit judges four thousand dollars (\$4,000.00) each for every year."

Amend subdivision 16 under the title "judicial department" so that the same shall read as follows: "16. For compensation of twenty-two (22) circuit solicitors twenty-four hundred dollars (\$2,400.00) each for every year."

Amend subdivision 17 under the title "judicial department" so that the same shall read as follows: "17. For compensation of one supernumerary judge four thousand dollars (\$4,000.00) per annum until the expiration of the term of the present incumbent."

Amend subdivision 8 under the title "judicial department" so that the same shall read as follows: "8. For compensation of marshal and librarian of the Supreme Court three thousand dollars \$ (3,00.00) for every year."

Amend subdivision 32 under the title "miscellaneous appropriations" so that the same shall read as follows: "32. For compensation of fire marshal twenty-five hundred dollars (\$2,500.00) for every year, and for four (4) assistant fire marshals eighteen hundred dollars (\$1,800.00) each for every year, to be paid out of the fire marshal fund."

Strike out section 37 under the title "miscellaneous appropriations."

Amend subdivision 41 under the title "miscellaneous appropriations" so that the same shall read as follows: "41. For

compensation of the chief examiner of public accounts twenty-seven hundred dollars (\$2,700.00) for every year."

Amend subdivision 42 under the title "miscellaneous appropriations" so that the same shall read as follows: "42. For compensation of six (6) assistant examiners of public accounts twenty-four hundred dollars (\$2,400.00) each for every year."

Amend subdivision 44 under the title "miscellaneous appropriations" so that the same shall read as follows: "44. For compensation of the director of the child welfare department three thousand dollars (\$3,000.00) for every year."

Strike out subdivision 53 under the title "miscellaneous appropriations."

Amend subdivision 54 under the title "miscellaneous appropriations" so that the same shall read as follows: "54. For compensation of county tax adjusters of the several counties of the State of Alabama eighty thousand dollars (\$80,000.00) for every year, or so much thereof as may be necessary."

Amend subdivision 6 under the title "judicial department" so that the same shall read as follows: "6. For compensation of the clerk of the Court of Appeals three thousand dollars (\$3,000.00) for every year."

W. T. Murphree,

O. L. Tompkins,

D. B. Cobbs,

Committee on part of the House.

W. R. Butler,

W. P. Acker,

Watt T. Brown,

Committee on part of the Senate.

And sends said bill and conference report herewith to the House for its consideration.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Murphree, the House concurred in and adopted the report of the Committee of Conference on the disagreement of the two houses on the House amendment to the bill, S. 748, said conference report being set out in the above and foregoing message from the Senate.

Yeas, 56; nays, 3.

Yeas:

Messrs:

Mr. Speaker

Adams

Alexander

Allen

Andrews

Arnold

Baker

Blunt

Bracken	Edwards (Dallas)	Johnson	Robertson
Brindley	Ellis (Bullock)	Jordan	Russell
Burks	Graham (Autauga)	Long (Sumter)	Salter
Calvert	Graham (Clarke)	Longshore	Shaw
Carnley	Griffin	Lynne	Simpson
Christian	Guy	Matthews (Wilcox)	Smith
Clayton	Hall (Marion)	Milford	Sparks
Cliett	Hawkins	Murphree	Stoddard
Crump	Holmes (Baldwin)	McLeod	Tompkins
Dansby	Ingram	Oakley	Van de Graff
Deese	Jones (Escambia)	Pittman	Williams
Dickson	Jones (Montgomery)	Reynolds	Woodard

—56

Nays:

Messrs:

Long (Butler)

Parker

Preston

—3

BILLS ON THIRD READING.

S. 711. To amend sections 23, 24, 28, 29 and 33 of an act entitled "An act providing for the registration, licensing, identification and regulation of motor vehicles operated upon the public highways of this State, and fixing liability for persons riding therein, and providing penalties and punishments for violations of the provisions of said act, approved April 22nd, 1911.

Was taken up. The question was on the adoption of the amendment reported by the Standing Committee on Ways, Means and Appropriations, said amendment being as follows:

To amend section 23 of Senate bill 711 by striking out the word "by" following the words "No chauffeur license shall be issued" and preceding the words "any person under the age of 18 years" and by inserting in lieu thereof the word "to."

And the amendment was adopted.

Yeas, 57; nays, 0.

Yeas:

Messrs:

Mr. Speaker

Cobbs

Ingram

Parker

Adams

Dansby

Jones (Escambia)

Peters

Alexander

Deese

Jones (Montgomery)

Reynolds

Allen

Dickson

Johnson

Ross

Andrews

Edwards (Dallas)

Jordan

Russell

Arnold

Ellis (Elmore)

Lee (Perry)

Seale

Austin

Graham (Autauga)

Lewis

Shaw

Blunt

Graham (Clarke)

Long (Sumter)

Sherrod

Bracken

Hall (Henry)

Lynne

Sparks

Brindley

Hall (Marion)

Matthews (Wilcox)

Stoddard

Carnley

Hale

Milford

Tompkins

Christian

Hare

Murphree

Trammell

Christopher

Holmes (Baldwin)

McLeod

Van de Graff

Clayton

Howle

Orr

Waddell

Cliett

—57

And the bill:

S. 711. To amend sections 23, 24, 28, 29 and 33 of an act entitled "An act providing for the registration, licensing, identification and regulation of motor vehicles operated upon the public highways of this State; and fixing liability for persons riding therein, and providing penalties and punishments for violations of the provisions of said act, approved April 22nd, 1911.

As amended, was read a third time at length and passed.

Yeas, 57; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Ingram	Parker
Adams	Dansby	Jones (Escambia)	Peters
Alexander	Deese	Jones (Montgomery)	Reynolds
Allen	Dickson	Johnson	Ross
Andrews	Edwards (Dallas)	Jordan	Russell
Arnold	Ellis (Elmore)	Lee (Perry)	Seale
Austin	Graham (Autauga)	Lewis	Shaw
Blunt	Graham (Clarke)	Long (Sumter)	Sherrod
Bracken	Hall (Henry)	Lynne	Sparks
Brindley	Hall (Marion)	Matthews (Wilcox)	Stoddard
Carnley	Hale	Milford	Tompkins
Christian	Hare	Murphree	Trammell
Christopher	Holmes (Baldwin)	McLeod	Van de Graff
Clayton	Howle	Orr	Waddell
Cliett			

—57

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted the report of the Committee of Conference on the disagreement of the two houses on the House amendment to the bill:

S. 530. To make an appropriation for the relief of John W. Abercrombie.

Said conference report being in words and figures as follows:

To the Legislature of Alabama:

We, your Conference Committee in the matter of the disagreement of the two houses on Senate bill No. 530, "To make an appropriation for the relief of John W. Abercrombie," respectfully report:

We recommend that the House recede from its amendment and that the bill be amended as follows:

Amend by striking out "\$4,074.85" wherever said figures appear in said bill, and inserting in lieu thereof "Two thousand nine hundred thirty-one dollars and fifty-five cents" (\$2,931.55) and by striking out of said bill the words "with interest thereon at six per cent per annum from March 1, 1913."

W. P. Acker,

Riley Kelly,

Committee on part of the Senate.

A. M. Tunstall,

A. S. Van de Graff,

J. C. Wilson,

Committee on part of the House.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Wilson, the House concurred in and adopted the report of the Committee of Conference on the disagreement of the two houses on the House amendment to the bill, S. 530, said report of the Committee of Conference being set out in the above and foregoing message from the Senate.

Yeas, 55; nays, 4.

Yeas:

Messrs:

Mr. Speaker	Crump	Ingram	Preston
Alexander	Dansby	Jones (Escambia)	Ross
Allen	Deese	Johnson	Russell
Arnold	Dickson	Lee (Perry)	Shaw
Blunt	Edwards (Dallas)	Lewis	Sherrod
Bracken	Ellis (Elmore)	Long (Sumter)	Smith
Brindley	Graham (Autauga)	Longshore	Stoddard
Burks	Graham (Clarke)	Lynne	Tompkins
Calvert	Griffin	Matthews (Wilcox)	Truss
Carnley	Guy	Milford	Van de Graff
Christopher	Hall (Henry)	McLeod	Williams
Clayton	Hawkins	Parker	Wilson
Cliett	Holmes (Baldwin)	Peters	Woodard
Cobbs	Howle	Pittman	

—55

Nays:

Messrs:

Albright	Jones (Montgomery)	Long (Butler)	Simpson
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—4

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bills, and returns same herewith to the House:

H. 1037. To provide for the sale of the printed and bound volumes of the reports of the decisions of the Court of Appeals of Alabama.

H. 1036. To provide for the sale of the printed and bound volumes of the reports of the decisions of the Supreme Court of Alabama.

H. 1044. For the relief of W. J. Richardson, sheriff of Pickens county, Alabama, to pay him the sum of \$177.07 due him by the State of Alabama for extraordinary expenses incurred in the extradition of Charley Carpenter from Muskogee, Oklahoma, under authority from the governor of Alabama dated December 16, 1918.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following resolution:

By Mr. Evins:

S. R. 160. Resolved by the Senate, That the House be and it is hereby requested to return to the Senate House bill No. 1037. And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Lynne, the House acceded to the request of the Senate for the return to the Senate of House bill No. 1037.

BILLS ON THIRD READING.

S. 762. To provide for the collection and distribution of license, privilege, income and franchise taxes which are required to be prorated among the State and any of the counties, cities and towns thereof.

Was read a third time at length and passed.

Yeas, 59; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cliett	Howle	Robertson
Adams	Cobbs	Ingram	Ross
Albright	Crump	Jones (Escambia)	Russell
Alexander	Dansby	Johnson	Salter
Allen	Deese	Jordan	Shaw
Andrews	Edwards (Dallas)	Lee (Butler)	Simpson
Arnold	Edwards (Pike)	Lee (Perry)	Smith
Baker	Graham (Autauga)	Long (Butler)	Sparks
Benners	Graham (Clarke)	Long (Sumter)	Stewart
Blunt	Guy	Longshore	Stoddard
Bracken	Hall (Henry)	Lynne	Truss
Brindley	Hall (Marion)	Matthews (Wilcox)	Van de Graff
Burks	Hale	Peters	Williams
Christopher	Hawkins	Pittman	Woodard
Clayton	Holmes (Baldwin)	Preston	

—59

S. 515. To amend section 3860 of the Civil Code of Alabama so as to authorize and provide the procedure for suits by the State of Alabama for the condemnation of lands for public uses.

Was read a third time at length and passed.

Yeas, 52; nays, 2.

*Yeas:**Messrs:*

Mr. Speaker	Clayton	Ingram	Peters
Adams	Cliett	Jones (Escambia)	Ross
Albright	Crump	Jones (Montgomery)	Seale
Alexander	Dansby	Johnson	Simpson
Allen	Deese	Jordan	Smith
Andrews	Edwards (Dallas)	Lee (Butler)	Sparks
Arnold	Edwards (Pike)	Lee (Perry)	Stoddard
Baker	Graham (Clarke)	Long (Sumter)	Tompkins
Benners	Guy	Lynne	Trammell
Blunt	Hall (Marion)	Matthews (Wilcox)	Truss
Bracken	Hawkins	Milford	Van de Graff
Burks	Holmes (Baldwin)	McLeod	Williams
Calvert	Howle	Oakley	Woodard

—52

*Nays:**Messrs:*

Brindley	Preston
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—2

S. 206. To amend sections 3, 4 and 5 of an act entitled, "An act to create a State harbor commission to be known as the 'State harbor commission,' define its jurisdiction, powers and duties and prescribe the mode of procedure and penalties for violation of this act, and to repeal all laws in conflict therewith." Approved September 25th, 1915.

Was read a third time at length and passed.

Yeas, 54; nays, 1.

*Yeas:**Messrs:*

Mr. Speaker	Cobbs	Johnson	Ross
Adams	Crump	Long (Sumter)	Russell
Alexander	Dansby	Longshore	Seale
Allen	Deese	Lynne	Shaw
Andrews	Dickson	Matthews (Wilcox)	Simpson
Arnold	Edwards (Dallas)	Milford	Smith
Benners	Edwards (Pike)	Murphree	Sparks
Blunt	Graham (Clarke)	McLeod	Stewart
Bracken	Hale	Parker	Stoddard
Brindley	Hawkins	Pittman	Tompkins
Burks	Holmes (Baldwin)	Preston	Truss
Calvert	Howle	Reynolds	Van de Graff
Clayton	Ingram	Robertson	Williams
Cliett	Jones (Escambia)		

—54

Nays:

Mr. Baker—1.

S. 761. To require every State official, or official holding office under the authority of the State, and who is paid a salary or receives pecuniary profit for his services as such official, and whose office or post of duty is located in the capitol building or

in the city of Montgomery, to reside or live in or sufficiently near to the city of Montgomery as that such office or post of duty shall be reasonably accessible to him daily, and to provide for the impeachment or removal of such official on failure to comply with the requirements of this act.

Was read a third time at length and passed.

Yeas, 73; nays, 6.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Howle	Preston
Adams	Crump	Ingram	Reynolds
Albright	Dansby	Jones (Escambia)	Robertson
Alexander	Deese	Jordan	Ross
Allen	Dickson	Lee (Butler)	Russell
Andrews	Edwards (Dallas)	Lee (Perry)	Salter
Arnold	Edwards (Pike)	Lewis	Seale
Baker	Ellis (Elmore)	Long (Sumter)	Shaw
Benners	Graham (Autauga)	Longshore	Sherrod
Blunt	Graham (Clarke)	Lynne	Simpson
Bracken	Griffin	Matthews (Wilcox)	Sparks
Brindley	Guy	Milford	Stoddard
Burks	Hall (Henry)	Murphree	Tompkins
Calvert	Hall (Marion)	McLeod	Trammell
Carnley	Hale	Oakley	Truss
Christian	Hardaway	Parker	Whorton
Christopher	Hawkins	Peters	Williams
Clayton	Holmes (Baldwin)	Pittman	Woodard
Cliett			

—73

Nays:

Messrs:

Johnson	Smith	Tunstall	Van de Graff
Long (Butler)	Stewart		

—6

S. 727. To provide for changing the name and for making an appropriation to the Huntsville State Normal and Industrial School, to be known as the Agricultural and Mechanical College for Negroes.

Was taken up. Mr. Murphree offered the following amendment to the bill:

Amend section 1 of Senate bill 727 by striking out the words and figures "twenty thousand (\$20,000) dollars" where they appear and by inserting in lieu thereof "fifteen thousand (\$15,000) dollars."

And the amendment was adopted.

Yeas, 66; nays, 2.

Yeas:

Messrs:

Adams	Alexander	Andrews	Benners
Albright	Allen	Baker	Blunt

Bracken	Graham (Clarke)	Lewis	Ross
Brindley	Guy	Long (Sumter)	Russell
Burks	Hall (Henry)	Longshore	Salter
Carnley	Hall (Marion)	Lynne	Seale
Christian	Hale	Matthews (Wilcox)	Shaw
Christopher	Hare	Milford	Sherrod
Clayton	Hawkins	Murphree	Simpson
Cliett	Holmes (Baldwin)	McLeod	Smith
Cobbs	Howle	Oakley	Stoddard
Crump	Ingram	Parker	Tompkins
Deese	Jones (Escambia)	Peters	Trammell
Dickson	Johnson	Pittman	Truss
Edwards (Dallas)	Jordan	Preston	Williams
Ellis (Bullock)	Lee (Butler)	Robertson	Woodard
Graham (Autauga)	Lee (Perry)		

—66

Nays:

Messrs:

Long (Butler) Van de Graff

—2

Mr. Murphree offered the following amendment to the bill:

And by striking out the words and figures: "and there is hereby appropriated for the removal of indebtedness on the said school the sum of fifteen thousand (\$15,000) dollars for the fiscal year ending September 30, 1921, and the like sum of fifteen thousand (\$15,000) dollars for the fiscal year ending September 30, 1922, out of any money in the State treasury not otherwise appropriated."

And the amendment was adopted.

Yeas, 66; nays, 2.

Yeas:

Messrs:

Mr. Speaker	Crump	Johnson	Preston
Adams	Deese	Jordan	Robertson
Albright	Dickson	Lee (Butler)	Ross
Alexander	Edwards (Dallas)	Lee (Perry)	Russell
Allen	Ellis (Bullock)	Lewis	Salter
Andrews	Graham (Autauga)	Long (Sumter)	Seale
Baker	Graham (Clarke)	Longshore	Shaw
Benners	Guy	Lynne	Sherrod
Bracken	Hall (Henry)	Matthews (Wilcox)	Simpson
Brindley	Hall (Marion)	Milford	Smith
Burks	Hale	Murphree	Stoddard
Carnley	Hare	McLeod	Tompkins
Christian	Hawkins	Oakley	Trammell
Christopher	Holmes (Baldwin)	Parker	Truss
Clayton	Howle	Peters	Williams
Cliett	Ingram	Pittman	Woodard
Cobbs	Jones (Escambia)		

—66

Nays:

Messrs:

Long (Butler) Van de Graff

—2

And the bill:

S. 727. To provide for changing the name and for making an appropriation to the Huntsville State Normal and Industrial School, to be known as the Agricultural and Mechanical College for Negroes.

As amended, was read a third time at length and passed.

Yeas, 58; nays, 4.

Yeas:

Messrs:

Adams	Christopher	Howle	Parker
Albright	Clayton	Ingram	Pittman
Alexander	Cliett	Jones (Escambia)	Preston
Allen	Cobbs	Jones (Montgomery)	Reynolds
Andrews	Crump	Johnson	Russell
Arnold	Dansby	Jordan	Seale
Baker	Dickson	Lee (Perry)	Shaw
Benners	Edwards (Dallas)	Long (Sumter)	Simpson
Blunt	Ellis (Bullock)	Longshore	Smith
Bracken	Graham (Autauga)	Lynne	Stewart
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stoddard
Burks	Griffin	Murphree	Tompkins
Calvert	Hall (Marion)	McLeod	Trammell
Carnley	Hale	Oakley	Van de Graff
Christian	Hawkins		

—58

Nays:

Messrs:

Guy	Lewis	Long (Butler)	Salter
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—4

S. 320. To designate the persons who are authorized to purchase, have shipped from outside of the State, receive, accept delivery of, possess and use wines for sacramental or religious purposes; and to prescribe the procedure for procuring and having the same shipped from outside of the State.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Temperance, said amendment being as follows:

"Amend by striking out five gallons and insert two gallons."

And the amendment was adopted.

Yeas, 45; nays, 11.

Yeas:

Messrs:

Mr. Speaker	Bracken	Cliett	Holmes (Baldwin)
Adams	Brindley	Crump	Howle
Albright	Burks	Deese	Ingram
Alexander	Calvert	Dickson	Jordan
Allen	Carnley	Edwards (Dallas)	Lee (Butler)
Arnold	Christian	Fletcher	Lee (Perry)
Baker	Christopher	Graham (Autauga)	Lewis
Benners	Clayton	Hawkins	Long (Sumter)

Longshore	McLeod	Pittman	Tompkins
Lynne	Oakley	Preston	Trammell
Matthews (Wilcox)	Peters	Stewart	Williams
Murphree			

—45

*Nays:**Messrs:*

Blunt	Hall (Marion)	Long (Butler)	Stoddard
Edwards (Pike)	Jones (Montgomery)	Russell	Van de Graff
Guy	Johnson	Simpson	

—11

And the bill:

S. 320. To designate the persons who are authorized to purchase, have shipped from outside of the State, receive, accept delivery of, possess and use wines for sacramental or religious purposes; and to prescribe the procedure for procuring and having the same shipped from outside of the State.

As amended, was read a third time at length and passed.

Yeas, 48; nays, 10.

*Yeas:**Messrs:*

Mr. Speaker	Christopher	Ingram	Parker
Adams	Clayton	Jordan	Peters
Albright	Cobbs	Lee (Butler)	Pittman
Alexander	Crump	Lee (Perry)	Preston
Allen	Deese	Lewis	Ross
Benners	Dickson	Long (Sumter)	Russell
Bracken	Fletcher	Longshore	Sherrod
Brindley	Graham (Autauga)	Lynne	Stewart
Burks	Graham (Clarke)	Matthews (Wilcox)	Stoddard
Calvert	Hawkins	Murphree	Tompkins
Carnley	Holmes (Baldwin)	McLeod	Van de Graff
Christian	Howle	Oakley	Williams

—48

*Nays:**Messrs:*

Baker	Hardaway	Long (Butler)	Trammell
Edwards (Pike)	Jones (Montgomery)	Simpson	Waddell
Guy	Johnson		

—10

S. 545. To confer upon boards of revenue in counties of this State having a population of not less than 82,000 and not more than 100,000 according to the latest Federal census the right to condemn lands or interests therein for the purpose of obtaining gravel or other road building material for the building and maintenance of public roads of the county, and to prescribe the procedure for same.

Was read a third time at length and passed.

Yeas, 60; nays, 1.

*Yeas:**Messrs:*

Mr. Speaker	Cliett	Hawkins	Murphree
Adams	Cobbs	Holmes (Baldwin)	McLeod
Alexander	Crump	Howle	Oakley
Allen	Dansby	Ingram	Pittman
Andrews	Deese	Jones (Escambia)	Preston
Baker	Dickson	Jones (Montgomery)	Ross
Benners	Edwards (Dallas)	Johnson	Russell
Blunt	Ellis (Bullock)	Jordan	Salter
Bracken	Ellis (Elmore)	Lee (Butler)	Shaw
Brindley	Graham (Clarke)	Lee (Perry)	Sherrod
Burks	Guy	Lewis	Simpson
Calvert	Hall (Henry)	Long (Butler)	Stoddard
Carnley	Hall (Marion)	Long (Sumter)	Tompkins
Christopher	Hale	Longshore	Trammell
Clayton	Hardaway	Lynne	Williams

—60

Nays:

Mr. Van de Graff—1.

S. 374. To submit to the qualified voters of the State of Alabama, at a special election to be held on the proclamation of the governor of Alabama, for their consideration, an amendment to the Constitution of Alabama, empowering the Legislature to authorize counties, which have or which shall have taxable property in such counties of one hundred millions of dollars annually, or more, according to the assessments by such counties for the year 1918 A. D., or according to any annual assessment hereafter made, to engage in, lend their credit, grant public money or other thing of value in aid of the acquirement, construction, purchase, ownership, lease, maintenance, use, control and operation of highways, railroads, by any kind of motive power, conveyance or appliance; freight stations; passenger stations; wharves; piers; docks; warehouses; grain elevators; storage tanks; team trucks; and all other facilities and structures appurtenant thereto, in aid of commerce; the dredging of the approaches to the water terminals; to traverse or cross adjacent counties; and to increase the limit of county indebtedness from 3½ to 4½ per cent of such taxable property.

Was read a third time at length and passed.

Yeas, 73; nays, 0.

*Yeas:**Messrs:*

Mr. Speaker	Arnold	Burks	Cobbs
Adams	Baker	Calvert	Crump
Albright	Benners	Christian	Dansby
Alexander	Blunt	Christopher	Deese
Allen	Bracken	Clayton	Dickson
Andrews	Brindley	Cliett	Edwards (Dallas)

Edwards (Pike)	Jones (Montgomery)	Murphree	Shaw
Ellis (Elmore)	Johnson	McLeod	Sherrod
Fletcher	Jordan	Oakley	Simpson
Graham (Autauga)	Lee (Butler)	Oliver	Smith
Graham (Clarke)	Lee (Perry)	Peters	Sparks
Guy	Lewis	Pittman	Stewart
Hall (Henry)	Long (Butler)	Preston	Stoddard
Hall (Marion)	Long (Sumter)	Reynolds	Trammell
Hale	Longshore	Robertson	Truss
Hawkins	Lynne	Ross	Van de Graff
Holmes (Baldwin)	Matthews (Wilcox)	Russell	Williams
Howle	Milford	Salter	Woodard
Ingram			

—73

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted the report of the Committee of Conference on the disagreement of the two houses on the Senate amendment to the bill:

H. 844. To define trusts, and to provide for criminal penalties and punishment of corporations, firms and persons, and to promote free competition in commerce and all classes of business, both intrastate business and interstate business engaged in and carried on by or through any corporations, firm or person.

Said conference report being in words and figures as follows:

*To the President of the Senate
and the*

Speaker of the House of Representatives:

We, your Conference Committee, having under consideration House bill No. 844, entitled, "An act to define trusts, monopolies, combines, profiteering and unlawful acts in hoarding, cornering or storing commodities with the purpose and intent to probably influence the price of food, commodities or any necessities of life and to fix civil and criminal liabilities, penalties or punishment, and to provide remedies for the enforcement thereof in such cases," beg leave to report as follows:

We recommend that the Senate recede from all of its amendments and that the bill be amended so as to read as follows, to-wit:

A BILL

To be entitled an act to define trusts, monopolies, combines, profiteering and unlawful acts in hoarding, cornering or storing commodities with the purpose and intent to probably influence the price of food, commodities or any necessities of life and

to fix civil and criminal liabilities, penalties or punishment and to provide remedies for the enforcement in such cases. Be it enacted by the Legislature of Alabama:

Section 1. A trust or combine within the meaning of this act shall be held to mean and include any combination or agreement of the information of any plan or design, express or implied, between corporation, firms or individuals, or any two or more of them in any of the following instances:

(a) To create, further or give out any plan, design or scheme ~~to restrict or reduce the output or production or to increase the~~ price of any article or commodity of food, clothing, fuel or other necessity of life or to attempt to acquire a monopoly therein within this State.

(b) To prevent or restrict competition in the manufacture, marketing, transportation, selling or purchasing of any produce, commodity or necessity of life.

(c) To fix a price on any article or commodity of food, clothing, fuel or other necessity of life which is not regulated by the supply of or demand for such commodity or necessity of life.

(d) To preclude, restrict or embarrass the freedom of commerce or the competition in trade of any commodity or necessity of life by pooling or hoarding the same.

Section 2. Profiteering within the meaning of this act shall be held to mean the selling or offering for sale of any article or commodity of food, clothing, fuel or other necessity of life with the intent of obtaining fraudulent or grossly excessive price over its true or intrinsic worth, and in the ascertainment of whether such price is fraudulent or grossly excessive regard may be had to the cost price of said article or commodity to the person selling or offering the same; or evidence may be given of the cost price on the market of articles, commodities or necessities of like kind or character.

Section 3. A monopoly within the meaning of this act shall be held to mean any person, firm or corporation or a combination of the same who shall undertake to purchase or in any way or manner get possession or control of any article or commodity of food, clothing, fuel or other necessity of life for the purpose of withholding the same from the regular and due course of trade with the intent of affecting the price thereof.

Section 4. That it shall be unlawful for any person, firm or corporation to be or remain a party to any profiteering, trust, combine or monopoly, or to hoard in any way or manner any food stuff or other necessity of life, for the purpose of probably affecting the price of such article in this State; and if it be shown that the purpose of profiteering, trust, combine or monopoly was to

affect the price of any necessity of life in this State, or that the purpose of any hoarding was to affect the price of any necessity of life, such act, if done, performed, allowed, or permitted in another State, is hereby declared within the contemplation of this act, and shall be deemed to be in the nature of an act, the commission of which was initiated elsewhere and completed in each county in the State where the price of any necessity of life was probably affected.

Section 5. That any person, firm or corporation who violates any provision of this act shall be subject to suit, instituted in the name of the State, by the attorney general in any county in the State in which such person, firm or corporation resides or does business to be selected by the attorney general and in such suit such damages may be recovered as the jury see fit to assess; and provided further that the attorney general may institute suit in every county in which such person, firm or corporation does business; and the pendency of a suit in one county shall not abate a suit pending in another county; the damages that are recoverable shall be deemed both compensatory and punitive, but it shall not be necessary to show that the State actually sustained any damage as a result of a violation of this act.

Section 6. That any person, firm or corporation who shall be guilty of any unlawful combine, trust, monopoly or profiteering as defined herein shall be guilty of a misdemeanor and upon conviction shall be fined not more than five thousand dollars and may also at the discretion of the jury (or the judge if the case be tried without a jury) be imprisoned at hard labor for the county for any period up to two years.

Section 7. That in all cases, the question of whether the party sued violated any provision of this act, shall be a question for the jury.

Section 8. The employees of all persons, firms and corporations or any one of them or none of them, may be joined with the employer at the discretion of the attorney general. Any number of persons, firms or corporations may be joined in one suit.

Section 9. That the action to recover damages under the provisions of this act shall be deemed a civil action and not a criminal proceeding, and all laws and rules applicable to civil practice and procedure shall apply thereto, and the rules applicable to forfeitures in such cases shall not be applicable to any procedure brought under this act, and this act shall be liberally construed to suppress the mischief aimed at and to advance the remedy.

Section 10. That any juror summoned for jury duty for the trial of any suit brought hereunder who is employed by or inter-

ested in, or related to any defendant or to any person, firm or corporation that does any business for or with any defendant, shall be subject to challenge for cause at the instance of the attorney general.

Section 11. This act shall take effect upon its approval by the governor, and this act is declared to be merely additional and supplemental legislation on this subject, but shall repeal all law in conflict herewith.

Section 12. This act is not intended and shall not apply to **persons holding food stuffs, farm products or necessities of life raised by themselves or on their own premises, or to persons holding the same for such persons.**

Section 13. Any part of provision of this act held to be unconstitutional shall not be held to affect the remainder hereof.

Respectfully submitted,

On the part of the Senate:

W. P. Acker,
A. W. Briscoe,
J. Morgan Prestwood.

On the part of the House:

Thos. E. Orr,
S. A. Lynne,
W. J. Dansby.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Lynne, the House concurred in and adopted the report of the Committee of Conference on the disagreement of the two houses on the Senate amendment to the bill, H. 844, said conference report being set out in the above and foregoing message from the Senate:

Yeas, 57 ; nays, 3.

Yeas:

Messrs:

Mr. Speaker	Brindley	Edwards (Dallas)	Johnson
Adams	Burks	Fletcher	Jordan
Alexander	Carnley	Graham (Autauga)	Lee (Perry)
Allen	Christopher	Graham (Clarke)	Lewis
Andrews	Clayton	Griffin	Long (Sumter)
Arnold	Cliett	Hall (Marion)	Longshore
Baker	Cobbs	Hawkins	Lynne
Benners	Crump	Holmes (Baldwin)	Matthews (Wilcox)
Blunt	Dansby	Ingram	Milford
Bracken	Dickson	Jones (Escambia)	McDonald

McLeod
Orr
Parker
Peters
Pittman

Robertson
Ross
Salter
Shaw

Sparks
Stewart
Stoddard
Tompkins

Van de Graff
Waddell
Williams
Woodard

—57

Nays:

Messrs:

Guy

Long (Butler)

Simpson

—3

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and as amended has passed the following House bill:

H. 335. To amend section 813 of the Code of Alabama, as amended by section 3 of an act to amend sections 811, 812, 813, 814, 815, 818 and 819 of the Code of Alabama, approved September 28, 1915.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Holmes of Baldwin, the House concurred in and adopted the Senate amendment to the bill, H. 335, said Senate amendment being as follows:

"Amend the bill by striking out fifteen thousand dollars and inserting in lieu thereof seven thousand five hundred dollars."

Yeas, 66; Nays, 0.

Yeas:

Messrs:

Mr. Speaker

Adams

Alexander

Allen

Andrews

Arnold

Baker

Benners

Bracken

Brindley

Burks

Calvert

Carnley

Christian

Clayton

Cliett

Cobbs

Crump

Dansby

Dickson

Edwards (Dallas)

Ellis (Elmore)

Graham (Autauga)

Graham (Clarke)

Hall (Henry)

Hall (Marion)

Hale

Hardaway

Hare

Hawkins

Holmes (Baldwin)

Ingram

Jones (Escambia)

Jones (Marengo)

Jones (Montgomery)

Johnson

Lawson

Lee (Butler)

Lee (Perry)

Long (Sumter)

Longshore

Lynne

Matthews (Wilcox)

Milford

Moorer

McLeod

Oakley

Oliver

Parker

Peters

Pittman

Preston

Reynolds

Russell

Salter

Seale

Shaw

Sparks

Stewart

Stoddard

Tompkins

Trammell

Van de Graff

Waddell

Williams

Woodard

—66

BILLS ON THIRD READING.

S. 676. To prescribe the amount of solicitors fees in cases of conviction for carrying concealed a pistol about the person.

Was taken up. Mr. Shaw offered the following amendment to the bill:

Amend Senate bill 676 as follows: "Amend the caption of said bill by adding thereto the following words: Or on premises not his own or under his control."

And the amendment was adopted.

Yeas, 62; nays, 2.

*Yeas:**Messrs:*

Mr. Speaker	Clayton	Holmes (Baldwin)	Peters
Adams	Cliett	Howle	Pittman
Albright	Cobbs	Ingram	Robertson
Alexander	Crump	Jones (Escambia)	Ross
Allen	Dansby	Johnson	Seale
Andrews	Dickson	Jordan	Shaw
Arnold	Edwards (Dallas)	Lee (Butler)	Simpson
Baker	Ellis (Elmore)	Lee (Perry)	Smith
Benners	Graham (Clarke)	Long (Sumter)	Sparks
Blunt	Griffin	Longshore	Stoddard
Bracken	Guy	Lynne	Tompkins
Brindley	Hall (Henry)	Murphree	Trammell
Burks	Hale	McLeod	Van de Graff
Calvert	Hardaway	Oakley	Williams
Carnley	Hare	Parker	Woodard
Christian	Hawkins		

—62

*Nays:**Messrs:*

Jones (Montgomery) Matthews (Wilcox)

—2

Mr. Shaw offered the following amendment to the bill:

"Amend section 1 of Senate bill 676 by adding immediately after the word person where it appears in said section the following words: Or on premises not his own or under his control."

And the amendment was adopted.

Yeas, 62; nays, 2.

*Yeas:**Messrs:*

Mr. Speaker	Benners	Clayton	Graham (Clarke)
Adams	Blunt	Cliett	Griffin
Albright	Bracken	Cobbs	Guy
Alexander	Brindley	Crump	Hall (Henry)
Allen	Burks	Dansby	Hale
Andrews	Calvert	Dickson	Hardaway
Arnold	Carnley	Edwards (Dallas)	Hare
Baker	Christian	Ellis (Elmore)	Hawkins

Holmes (Baldwin)	Long (Sumter)	Pittman	Sparks
Howle	Longshore	Robertson	Stoddard
Ingram	Lynne	Ross	Tompkins
Jones (Escambia)	Murphree	Seale	Trammell
Johnson	McLeod	Shaw	Van de Graff
Jordan	Oakley	Simpson	Williams
Lee (Butler)	Parker	Smith	Woodard
Lee (Perry)	Peters		

—62

Nays:

Messrs:

Jones (Montgomery) Matthews (Wilcox)

—2

And the bill:

S. 676. To prescribe the amount of solicitors fees in cases of conviction for carrying concealed a pistol about the person.

As amended, was read a third time at length and passed.

Yeas, 54; nays, 4.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Lee (Butler)	Pittman
Adams	Crump	Lee (Perry)	Preston
Alexander	Deese	Lewis	Robertson
Allen	Dickson	Long (Sumter)	Ross
Andrews	Graham (Autauga)	Longshore	Shaw
Arnold	Graham (Clarke)	Lynne	Simpson
Baker	Griffin	Matthews (Wilcox)	Smith
Blunt	Hall (Henry)	Milford	Sparks
Bracken	Hale	Murphree	Stewart
Burks	Hawkins	McLeod	Tompkins
Calvert	Ingram	Oakley	Van de Graff
Carnley	Jones (Escambia)	Parker	Waddell
Christopher	Johnson	Peters	Williams
Cliett	Jordan		

—54

Nays:

Messrs:

Brindley Edwards (Pike) Edwards (Dallas) Jones (Montgomery)

—4

S. 286. To authorize any bank or trust company doing a banking business, to receive deposits, and, or pay checks or sight drafts and transact other business, on any legal holiday, excepting Sunday.

Was read a third time at length and passed.

Yeas, 80; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Allen	Benners	Burks
Adams	Andrews	Blunt	Calvert
Albright	Arnold	Bracken	Carnley
Alexander	Baker	Brindley	Christian

Christopher	Griffin	Long (Butler)	Robertson
Clayton	Guy	Long (Sumter)	Ross
Cliett	Hall (Henry)	Longshore	Salter
Cobbs	Hall (Marion)	Lynne	Shaw
Collins	Hare	Matthews (Wilcox)	Sherrod
Crump	Hawkins	Milford	Simpson
Dansby	Holmes (Baldwin)	Moorer	Smith
Deese	Ingram	Murphree	Sparks
Dickson	Jones (Escambia)	McLeod	Stewart
Edwards (Dallas)	Jones (Montgomery)	Oakley	Stoddard
Edwards (Pike)	Johnson	Orr	Tompkins
Ellis (Bullock)	Jordan	Parker	Tunstall
Ellis (Elmore)	Lawson	Peters	Van de Graff
Fletcher	Lee (Butler)	Pittman	Waddell
Graham (Autauga)	Lee (Perry)	Preston	Williams
Graham (Clarke)	Lewis	Reynolds	Woodard

—80

S. 696. To fix the salary of the judge of the county court in all counties having a population of not less than twenty-eight thousand six hundred and seventy (28,670) and not more than twenty-eight thousand seven hundred and twenty (28,720) according to the Federal census of 1910 and provide for the payment of the same.

Was taken up. Mr. Long of Sumter offered the following amendment to the bill:

"Amend so as to read as follows: Six hundred dollars (\$600.00) instead of twelve hundred dollars (\$1,200.00.)"

And the amendment was adopted.

Yeas, 60; Nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Johnson	Reynolds
Adams	Dansby	Jordan	Ross
Alexander	Deese	Lee (Perry)	Russell
Allen	Dickson	Lewis	Seale
Andrews	Edwards (Dallas)	Long (Sumter)	Shaw
Arnold	Ellis (Elmore)	Longshore	Sherrod
Baker	Graham (Autauga)	Lynne	Sparks
Blunt	Graham (Clarke)	Matthews (Wilcox)	Stoddard
Bracken	Hall (Henry)	Milford	Tompkins
Brindley	Hall (Marion)	Murphree	Trammell
Burks	Hale	McLeod	Van de Graff
Christian	Hare	Orr	Waddell
Christopher	Holmes (Baldwin)	Parker	Whorton
Clayton	Howle	Peters	Wilson
Cliett	Ingram	Pittman	Woodard

—60

And the bill:

S. 696. To fix the salary of the judge of the county court in all counties having a population of not less than twenty-eight thousand six hundred and seventy (28,670) and not more than

twenty-eight thousand seven hundred and twenty (28,720) according to the Federal census of 1910 and provide for the payment of the same.

As amended, was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Johnson	Reynolds
Adams	Dansby	Jordan	Ross
Alexander	Deese	Lee (Perry)	Russell
Allen	Dickson	Lewis	Seale
Andrews	Edwards (Dallas)	Long (Sumter)	Shaw
Arnold	Ellis (Elmore)	Longshore	Sherrod
Baker	Graham (Autauga)	Lynne	Sparks
Blunt	Graham (Clarke)	Matthews (Wilcox)	Stoddard
Bracken	Hall (Henry)	Milford	Tompkins
Brindley	Hall (Marion)	Murphree	Trammell
Burks	Hale	McLeod	Van de Graff
Christian	Hare	Orr	Waddell
Christopher	Holmes (Baldwin)	Parker	Whorton
Clayton	Howle	Peters	Wilson
Cliett	Ingram	Pittman	Woodard

—60

S. 664. To amend section one of an act entitled, "An act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained," approved September 10th, 1915.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Johnson	Robertson
Adams	Dansby	Jordan	Ross
Alexander	Deese	Lee (Perry)	Russell
Allen	Dickson	Lewis	Seale
Andrews	Edwards (Dallas)	Long (Sumter)	Shaw
Arnold	Ellis (Elmore)	Longshore	Sherrod
Austin	Graham (Autauga)	Lynne	Sparks
Blunt	Graham (Clarke)	Matthews (Wilcox)	Stoddard
Bracken	Hall (Henry)	Milford	Tompkins
Brindley	Hall (Marion)	Murphree	Trammell
Burks	Hale	McLeod	Van de Graff
Christian	Hare	Orr	Waddell
Christopher	Holmes (Baldwin)	Parker	Whorton
Clayton	Howle	Peters	Wilson
Cliett	Ingram	Pittman	Woodard

—60

S. 587. To permit county boards of revenue or county commissioners to appropriate money to control or eradicate diseases

of live stock in their respective counties and to provide for the use of such money.

Was read a third time at length and passed.

Yeas, 75; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Holmes (Baldwin)	Pittman
Adams	Collins	Howle	Preston
Albright	Crump	Ingram	Robertson
Alexander	Dansby	Jones (Escambia)	Ross
Allen	Deese	Jones (Montgomery)	Russell
~~Andrews~~	Dickson	Johnson	Sherrod
Arnold	Edwards (Dallas)	Jordan	Simpson
Baker	Edwards (Pike)	Lee (Butler)	Smith
Benners	Ellis (Bullock)	Lewis	Sparks
Blunt	Ellis (Elmore)	Long (Sumter)	Stewart
Bracken	Fletcher	Longshore	Stoddard
Brindley	Graham (Autauga)	Lynne	Tompkins
Burks	Graham (Clarke)	Matthews (Wilcox)	Trammell
Calvert	Guy	Milford	Tunstall
Carnley	Hall (Henry)	Murphree	Van de Graff
Christian	Hall (Marion)	McLeod	Waddell
Christopher	Hardaway	Oliver	Williams
Clayton	Hare	Parker	Woodard
Cliett	Hawkins	Peters	

—75

S. 233. To require the superintendent of banks to certify and pay to the treasurer of the State of Alabama all funds remaining in the hands of the superintendent of banks, uncalled for, which have been held by him in trust for depositors and creditors of liquidated banks, from which they were received after three (3) years from the final liquidation of such bank.

Was read a third time at length and passed.

Yeas, 70; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Clayton	Hall (Henry)	Matthews (Wilcox)
Adams	Cliett	Hale	Milford
Albright	Cobbs	Hare	Murphree
Alexander	Crump	Hawkins	McLeod
Allen	Dansby	Ingram	Oakley
Andrews	Deese	Jones (Escambia)	Orr
Arnold	Edwards (Dallas)	Jones (Montgomery)	Parker
Benners	Edwards (Pike)	Johnson	Peters
Blunt	Ellis (Bullock)	Jordan	Pittman
Bracken	Ellis (Elmore)	Lee (Butler)	Preston
Brindley	Fletcher	Lee (Perry)	Reynolds
Burks	Graham (Autauga)	Lewis	Robertson
Calvert	Graham (Clarke)	Long (Butler)	Russell
Carnley	Griffin	Long (Sumter)	Sherrod
Christopher	Guy	Longshore	Simpson

Smith
Sparks
Stewart

Tompkins
Trammell
Truss

Tunstall
Van de Graff

Williams
Woodard

—70

VOTE RECONSIDERED.

Mr. Robertson moved to reconsider the vote by which the bill:

S. 367. To provide for the payment and retirement of claims against the fine and forfeiture fund of Cullman county, Alabama.

Was tabled on the forty-sixth legislative day. The motion prevailed.

Mr. Robertson offered the following amendment to the bill:

Amend section No. 2 of Senate bill No. 367 by striking out the words "sixty cents" where they appear in said section and insert in lieu thereof the words "fifty cents."

And the amendment was adopted.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker

Adams

Alexander

Allen

Andrews

Arnold

Baker

Blunt

Bracken

Brindley

Burks

Christian

Christopher

Clayton

Cliett

Cobbs

Dansby

Deese

Dickson

Edwards (Dallas)

Ellis (Elmore)

Graham (Autauga)

Graham (Clarke)

Hall (Henry)

Hall (Marion)

Hale

Hare

Holmes (Baldwin)

Howle

Ingram

Johnson

Jordan

Lee (Perry)

Lewis

Long (Sumter)

Longshore

Lynne

Matthews (Wilcox)

Milford

Murphree

McLeod

Orr

Parker

Peters

Pittman

Reynolds

Ross

Russell

Seale

Shaw

Sherrrod

Sparks

Stoddard

Tompkins

Trammell

Van de Graff

Waddell

Whorton

Wilson

Woodard

—60

Mr. Robertson offered the following amendment to the bill:

Amend section No. 1 of S. 367 by inserting after the word "accepted" on line 8 of said section the following: "Provided, however, that the court of county commissioners of said county shall not pay more than one-fourth of the total amount of such claims so accepted in any one year."

And the amendment was adopted.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker

Adams

Alexander

Allen

Andrews

Arnold

Baker

Blunt

Bracken

Brindley

Burks

Christian

Christopher	Hall (Marion)	Lynne	Seale
Clayton	Hale	Matthews (Wilcox)	Shaw
Cliett	Hare	Milford	Sherrod
Cobbs	Holmes (Baldwin)	Murphree	Sparks
Dansby	Howle	McLeod	Stoddard
Deese	Ingram	Oliver	Tompkins
Dickson	Johnson	Orr	Trammell
Edwards (Dallas)	Jordan	Parker	Van de Graff
Ellis (Elmore)	Lee (Perry)	Peters	Waddell
Graham (Autauga)	Lewis	Pittman	Whorton
Graham (Clarke)	Long (Sumter)	Ross	Wilson
Hall (Henry)	Longshore	Russell	Woodard

—60

And the bill:

S. 367. To provide for the payment and retirement of claims against the fine and forfeiture fund of Cullman county, Alabama.

As amended, was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Johnson	Reynolds
Adams	Dansby	Jordan	Ross
Alexander	Deese	Lee (Perry)	Russell
Allen	Dickson	Lewis	Seale
Andrews	Edwards (Dallas)	Long (Sumter)	Shaw
Arnold	Ellis (Elmore)	Longshore	Sherrod
Baker	Graham (Autauga)	Lynne	Sparks
Blunt	Graham (Clarke)	Matthews (Wilcox)	Stoddard
Bracken	Hall (Henry)	Milford	Tompkins
Brindley	Hall (Marion)	Murphree	Trammell
Burks	Hale	McLeod	Van de Graff
Christian	Hare	Orr	Waddell
Christopher	Holmes (Baldwin)	Parker	Whorton
Clayton	Howle	Peters	Wilson
Cliett	Ingram	Pittman	Woodard

—60

BILLS ON THIRD READING.

S. 301. To authorize banks to accept drafts or bills of exchange drawn upon them under certain conditions and restrictions.

Was read a third time at length and passed.

Yeas, 69; nays, 3.

Yeas:

Messrs:

Mr. Speaker	Baker	Christopher	Edwards (Dallas)
Adams	Benness	Clayton	Ellis (Elmore)
Albright	Blunt	Cobbs	Graham (Autauga)
Alexander	Bracken	Crump	Guy
Allen	Brindley	Dansby	Hale
Andrews	Burks	Deese	Hare
Arnold	Calvert	Dickson	Hawkins

Howle	Long (Sumter)	Pittman	Stewart
Ingram	Lynne	Ross	Stoddard
Jones (Escambia)	Matthews (Wilcox)	Russell	Tompkins
Jones (Montgomery)	Milford	Salter	Trammell
Johnson	Murphree	Seale	Truss
Jordan	McLeod	Shaw	Tunstall
Lawson	Oakley	Sherrod	Van de Graff
Lee (Butler)	Orr	Simpson	Waddell
Lee (Perry)	Parker	Smith	Williams
Lewis	Peters	Sparks	Woodard
Long (Butler)			

—69

Nays:

Messrs:

Longshore	Preston	Robertson	—3
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S. 424. To permit bonds to be given for property seized under the prohibition act, pending appeal to the Supreme Court.

Was read a third time at length and passed.

Yeas, 70; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Jones (Montgomery)	Preston
Adams	Dansby	Johnson	Reynolds
Albright	Dickson	Jordan	Ross
Alexander	Edwards (Dallas)	Lee (Butler)	Russell
Allen	Ellis (Bullock)	Lee (Perry)	Shaw
Andrews	Ellis (Elmore)	Long (Butler)	Simpson
Arnold	Fletcher	Long (Sumter)	Smith
Baker	Graham (Autauga)	Longshore	Sparks
Benners	Graham (Clarke)	Lynne	Stewart
Blunt	Griffin	Matthews (Wilcox)	Stoddard
Bracken	Guy	Milford	Tompkins
Brindley	Hall (Henry)	Murphree	Trammell
Burks	Hall (Marion)	McLeod	Truss
Calvert	Hardaway	Orr	Van de Graff
Carnley	Hare	Parker	Waddell
Christopher	Hawkins	Peters	Williams
Clayton	Ingram	Pittman	Woodard
Cliett	Jones (Escambia)		

—70

S. 215. To secure to persons the right of way over lands of other persons.

Was read a third time at length and passed.

Yeas, 71; nays, 5.

Yeas:

Messrs:

Mr. Speaker	Andrews	Brindley	Cobbs
Adams	Arnold	Burks	Crump
Albright	Benners	Carnley	Dansby
Alexander	Blunt	Christian	Deese
Allen	Bracken	Christopher	Dickson

Edwards (Dallas)	Holmes (Baldwin)	Matthews (Wilcox)	Salter
Ellis (Bullock)	Howle	Milford	Seale
Ellis (Elmore)	Ingram	Murphree	Shaw
Fletcher	Jones (Escambia)	McLeod	Sherrod
Graham (Autauga)	Jones (Montgomery)	Oakley	Simpson
Graham (Clarke)	Johnson	Oliver	Smith
Griffin	Jordan	Orr	Sparks
Guy	Lee (Perry)	Parker	Stewart
Hall (Henry)	Lewis	Peters	Stoddard
Hale	Long (Butler)	Pittman	Tompkins
Hardaway	Long (Sumter)	Reynolds	Trammell
Hare	Longshore	Ross	Van de Graff
Hawkins	Lynne	Russell	

—71

Nays:

Messrs:

Baker

Cliett

Edwards (Pike) Hall (Marion) Preston

—5

S. 222. To amend sections 11, 18 and 32 of an act entitled, "An act to prescribe the qualifications of jurors and regulate the selection, drawing and summoning of jurors, and prescribe the qualifications and provide for the appointment of jury commissioners and clerks of such commissions and regulate the empanelling of grand and petit juries in all the courts of this State," approved August 31st, 1909.

Was taken up. Mr. Baker offered the following substitute for the bill:

A BILL

To be entitled an act to amend sections 18 and 32 of an act entitled, "An act to prescribe the qualifications of jurors and regulate the selection, drawing and summoning of jurors, and prescribe the qualifications and provide for the appointment of jury commissioners and clerks of such commissions and regulate the empanelling of grand and petit juries in all the courts of this State," approved August 31, 1909.

Be it enacted by the Legislature of Alabama:

That sections 18 and 32 of an act entitled an act to prescribe the qualifications of jurors and regulate the selection, drawing and summoning of jurors, and prescribe the qualifications and provide for the appointment of jury commissioners and clerks of such commissions and regulate the empanelling of grand and petit juries in all the courts of this State, approved August 31, 1909, be amended so as to read as follows:

Section 18. The court shall require all persons named in the venire to be called, and shall then hear all excuses and claims of exemptions and disqualifications, and after passing upon all of

the excuses, or claims, shall cause the names of all the jurors in attendance upon the court on that day, and who have not been excused by the court, to be written on separate slips of paper, or cards; and placed in a hat, or box, and thereupon the judge of the court must, in open court, draw from the hat, or box, at terms requiring grand juries, the names of eighteen jurors who shall be empanelled and sworn as the grand jury for the term of the court provided that only one grand jury is authorized by law for that term, but if more than one grand jury is authorized by law for such term then said jurors, so empanelled, shall be the first grand jury for said term and any subsequent grand jury, or grand juries for such term as is now or may hereafter be authorized by law must be drawn, summoned, sworn and empanelled, as provided in this act, during the said term and the venire for same may contain such number of names as the judge may deem necessary. The judge must then proceed to draw from the hat or box, the names of twelve jurors who shall be empanelled and sworn as petit jury No. 1, and in like manner the judge must draw and empanel and swear petit jury No. 2, and when necessary, as many more jurors as the judge or judges of the court may deem proper, all of whom shall serve as petit jurors for that week, unless discharged sooner by the court, and may be required to serve till any case on trial is determined. If petit juries are needed for any week or weeks of the term after the first week the judge or any two judges of said court, if there are more than one judge shall, in like manner at such times as to him or them may seem best draw from the jury box such number of names not less than thirty, for each of such subsequent weeks, as will, in the discretion of said judge or judges, be sufficient for the week for which same are drawn. The clerk shall issue venires for the jurors so drawn and they be summoned for their respective weeks and sworn and empanelled in the same manner as petit juries for the first week of the term.

Section 32. All laws, general, special or local, regulating the selection, drawing, summoning or empanelling of grand, or petit juries, or prescribing the qualifications of jurors, or defining who are exempt from jury service, or exempting certain persons or classes of persons, from service upon juries, are hereby expressly repealed, it being the intent of the Legislature, that this act shall be the exclusive law on such subjects, in all the courts of the State of Alabama. Provided that in all civil cases tried by a jury the right of challenge and the number of challenges for each party and the right to have a struck jury, shall remain as now provided by law, but in every criminal case, the jury shall be drawn, selected and empanelled as follows: Upon the trial by

jury in any court of any person indicted for a misdemeanor, or felonies not punished capitally, or in case of appeals from lower courts, the court shall require two lists of all the regular jurors empanelled for the week, who are competent to try the defendant, to be made, and the solicitor shall be required first to strike from the list the name of one juror and the defendant shall strike two, and they shall continue to strike off names alternately until only twelve jurors remain on the list, and these twelve thus selected shall be the jury charged with the trial of the case. In case two or more persons are tried jointly, the solicitor shall strike one and each defendant shall have the right to strike off one name and they shall continue thus to strike off names until only twelve remain and the twelve thus selected shall be the jury charged with the trial of the defendant. If for any cause the regular number of jurors competent to try the defendant is reduced below twenty-four in non-capital felonies or eighteen in misdemeanor cases, the court must cause twice the number of the deficiency, who live within five miles of the court house or who live within the corporate limits of any city of 10,000 or more inhabitants in which the court is held to be drawn and summoned and the names of those appearing, who are competent to try the defendant must be placed on the list of regular jurors for that week, and the solicitor and defendant shall in like manner, as heretofore provided, be required to strike from the lists thus made up, the names of the jurors as provided until only twelve remain, who shall be the jury charged with the trial of that case. Whenever any person or persons stand indicted for a capital felony, the court must on the first day of the term, or as soon as practicable thereafter, make an order commanding the sheriff to summon not less than fifty nor more than one hundred persons including those drawn on the regular juries for the week set for the trial of the case, and shall then in open court draw from the jury box the number of names required with the regular jurors drawn for the week set for the trial to make the number named in the order, and shall cause an order to be issued to the sheriff to summon all persons therein named to appear in court on the day set for the trial of the defendant and must cause a list of the names of all the jurors drawn for the week in which the trial is set, and those drawn as provided in this section, together with a copy of the indictment, to be forthwith served on the defendant by the sheriff, and the defendant shall not be entitled to any other or further notice of the jurors drawn for his trial nor of the charge or indictment upon which he is to be tried. On the day set for the trial, if the cause is ready for trial, the court must inquire into and pass upon the qualifications of all the

persons who appear in court in response to the summons to serve as jurors, and shall cause the names of all those whom the court may hold to be competent jurors to try the defendant or defendants to be placed on lists, and if there is only one defendant on trial shall require the solicitor to strike off one name and the defendant to strike off two names, and in case there are two or more defendants on trial the solicitor shall strike one and every defendant shall strike one name and they shall in this manner continue to strike names from the list until only twelve names remain thereon. The twelve thus selected shall be sworn and empanelled as required by law for the trial of the defendant or defendants. If in any capital case the number of competent jurors shall be less than thirty before requiring any of them to be stricken off, the court must draw as prescribed in this act, and have summoned, enough qualified jurors who are within or live within five miles of the court house or who live within the corporate limits of a city of 10,000 or more inhabitants in which the court is held to increase the number to at least thirty, and have their names placed on the list with other competent jurors and shall then require the solicitor and the defendant or defendants to strike from the lists as provided in this section, the number of jurors that each may be entitled to strike off, until only twelve remain thereon, and these twelve shall be sworn and empanelled as the jury for the trial of the defendant or defendants. If any defendant or defendants should refuse to strike the number of jurors allowed him by this act from the list furnished him, under the direction of the court, then the presiding judge shall proceed to strike off all the names on the list except those stricken off by the solicitor, until there remains only twelve, and these shall constitute the jury for the trial of the defendant or defendants. If the sheriff fails to summon any of the jurors drawn, or any juror summoned fail or refuse to attend the trial, or there is any mistake in the name of any juror drawn or summoned, none nor all of these grounds shall be sufficient to quash the venire or continue the cause; provided further, that whenever the judge of any court trying capital felonies shall deem it proper to set two or more capital cases for trial on the same day, said judge may draw and have summoned one jury or one venire facias or petit jurors for the trial of all such cases so set for trial on the same day.

And the substitute was adopted.

Yeas, 63; nays, 1.

Yeas:

Messrs:

Mr. Speaker
Adams

Albright
Alexander

Allen
Andrews

Arnold
Baker

Blunt	Edwards (Dallas)	Johnson	Peters
Bracken	Ellis (Bullock)	Jordan	Pittman
Brindley	Ellis (Elmore)	Lee (Butler)	Preston
Burks	Graham (Autauga)	Lee (Perry)	Ross
Calvert	Graham (Clarke)	Long (Sumter)	Russell
Carnley	Griffin	Longshore	Salter
Christian	Guy	Lynne	Seale
Christopher	Hall (Henry)	Matthews (Wilcox)	Shaw
Clayton	Hale	Milford	Smith
Cobbs	Hawkins	Murphree	Stoddard
Crump	Howle	McLeod	Van de Graff
Dansby	Ingram	Oakley	Williams
Deese	Jones (Escambia)	Orr	Woodard
Dickson	Jones (Montgomery)	Parker	

—63

Nays:

Mr. Tompkins—1.

And the bill:

S. 222. To amend sections 11, 18 and 32 of an act entitled, "An act to prescribe the qualifications of jurors and regulate the selection, drawing and summoning of jurors, and prescribe the qualifications and provide for the appointment of jury commissions and clerks of such commissions and regulate the empanelling of grand and petit juries in all the courts of this State," approved August 31st, 1909.

As amended by the substitute, was read a third time at length and passed.

Yeas, 62; nays, 1.

Yeas:

Messrs:

Mr. Speaker	Crump	Ingram	Oliver
Adams	Dansby	Jones (Escambia)	Orr
Albright	Deese	Jones (Montgomery)	Parker
Alexander	Dickson	Johnson	Peters
Allen	Ellis (Bullock)	Jordan	Pittman
Arnold	Ellis (Elmore)	Lee (Butler)	Preston
Baker	Fletcher	Lee (Perry)	Ross
Blunt	Graham (Autauga)	Long (Sumter)	Seale
Bracken	Graham (Clarke)	Longshore	Sherrod
Brindley	Guy	Lynne	Simpson
Burks	Hall (Marion)	Matthews (Wilcox)	Smith
Calvert	Hale	Milford	Trammell
Carnley	Hare	Murphree	Tunstall
Christian	Hawkins	McLeod	Van de Graff
Christopher	Holmes (Baldwin)	Oakley	Williams
Cobbs	Howle		

—62

Nays:

Mr. Tompkins—1.

S. 578. To further define criminal conspiracy in this State. Was read a third time at length and passed.

Yeas, 58; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Howle	Orr
Adams	Dansby	Ingram	Parker
Alexander	Deese	Jones (Escambia)	Peters
Allen	Edwards (Dallas)	Johnson	Pittman
Andrews	Edwards (Pike)	Jordan	Ross
Baker	Ellis (Bullock)	Lee (Perry)	Russell
Blunt	Ellis (Elmore)	Long (Sumter)	Seale
Bracken	Graham (Autauga)	Longshore	Sherrod
Brindley	Graham (Clarke)	Lynne	Simpson
Burks	Guy	Matthews (Wilcox)	Smith
Calvert	Hall (Henry)	Milford	Tompkins
Christian	Hall (Marion)	Murphree	Trammell
Christopher	Hale	McLeod	Van de Graff
Clayton	Hare	Oakley	Williams
Cliett	Hawkins		

—58

S. 658. To require all companies, corporations, lessees, owners or receivers of any railroad or railway company operating passenger cars in this State to cause the doors and windows of such cars to be screened, under regulations to be adopted by the Alabama public service commission.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Revision of Laws, said amendment being as follows:

Amend section 1 by striking out the words "sixty days" in next to the last line of said section and inserting in lieu thereof the words "four months."

And the amendment was adopted.

Yeas, 63; nays, 1.

Yeas:

Messrs:

Mr. Speaker	Cliett	Johnson	Ross
Albright	Dansby	Jordan	Russell
Alexander	Deese	Lee (Butler)	Seale
Allen	Dickson	Lee (Perry)	Shaw
Andrews	Edwards (Dallas)	Longshore	Sherrod
Arnold	Ellis (Elmore)	Lynne	Simpson
Baker	Graham (Autauga)	Matthews (Wilcox)	Smith
Blunt	Graham (Clarke)	Milford	Sparks
Bracken	Hall (Henry)	McLeod	Stoddard
Brindley	Hall (Marion)	Oakley	Tompkins
Burks	Hare	Orr	Trammell
Calvert	Hawkins	Parker	Van de Graff
Carnley	Holmes (Baldwin)	Peters	Whorton
Christian	Howle	Pittman	Williams
Christopher	Ingram	Preston	Woodard
Clayton	Jones (Escambia)	Reynolds	

—63

Nays:

Mr. Guy—1.

Mr. Long of Butler offered the following amendment to the bill:

Amend section 1, S. 658 by inserting between the work "thereon" and the word "such in the 6th line of said section the following:

"when ordered to do so by the Alabama public service commission, after formal hearing in reference thereto."

Amend S. 658 by adding sections 3 and 4 thereto, to read as follows:

Section 3. Any passenger or other person not an employee, on a passenger car so screened as provided in this act, who shall, without legal cause or good excuse, raise such screen on any window, or who shall maliciously or wantonly cut, mutilate, or otherwise damage such screen on any window on any such coach, shall be guilty of a misdemeanor, and, upon conviction, shall be fined not less than \$10.00 nor more than \$100.00 for each offense, and the conductors in charge of all passenger trains operating in this State are hereby vested with full police power to arrest and detain any such offending passenger or other person and deliver him to the sheriff, or other proper officer, at any convenient stopping place of such train.

Section 4. Each railroad company operating passenger cars in this State shall post up in a conspicuous place, in each car so screened under the provisions of this act, a copy of this law, for the information and guidance of the public.

On motion of Mr. Tompkins, the amendment was laid upon the table.

And the bill:

S. 658. To require all companies, corporations, lessees, owners or receivers of any railroad or railway company operating passenger cars in this State to cause the doors and windows of such cars to be screened, under regulations to be adopted by the Alabama public service commission.

As amended, was read a third time at length and passed.

Yeas, 61; nays, 9.

Yeas:

Messrs:

Mr. Speaker
Albright
Alexander
Allen
Andrews
Arnold
Baker
Blunt
Bracken
Brindley

Burks
Calvert
Carnley
Christian
Christopher
Clayton
Cliett
Crump
Dansby
Deese

Dickson	Howle
Edwards (Dallas)	Ingram
Edwards (Pike)	Jones (Escambia)
Ellis (Elmore)	Jones (Montgomery)
Graham (Autauga)	Lee (Butler)
Graham (Clarke)	Lee (Perry)
Hall (Henry)	Lewis
Hall (Marion)	Long (Sumter)
Hale	Longshore
Hawkins	Lynne

Matthews (Wilcox)	Peters	Ross	Tompkins
Milford	Pittman	Seale	Trammell
McLeod	Preston	Smith	Truss
Oakley	Reynolds	Sparks	Van de Graff
Oliver	Robertson	Stoddard	Woodard
Parker			

—45

Nays:

Messrs:

Guy	Long (Butler)	Simpson	Waddell
Hare	Sherrod	Stewart	Whorton
Johnson			

—9

S. 560. To provide for the payment of any fee or reward that is made payable by statute to any person who furnished the evidence that brought about the conviction of a person charged with unlawfully distilling or manufacturing or making prohibited liquors and beverages.

Was read a third time at length and passed.

Yeas, 59; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cliett	Ingram	Reynolds
Alexander	Cobbs	Jones (Escambia)	Robertson
Allen	Crump	Jordan	Ross
Andrews	Dansby	Lee (Butler)	Russell
Arnold	Deese	Lee (Perry)	Seale
Baker	Dickson	Long (Sumter)	Shaw
Blunt	Edwards (Dallas)	Longshore	Smith
Bracken	Edwards (Pike)	Lynne	Stoddard
Brindley	Ellis (Bullock)	Matthews (Wilcox)	Tompkins
Burks	Ellis (Elmore)	Milford	Truss
Calvert	Graham (Autauga)	Moorer	Tunstall
Carnley	Graham (Clarke)	McLeod	Van de Graff
Christian	Griffin	Oakley	Williams
Christopher	Hall (Henry)	Pittman	Woodard
Clayton	Howle	Preston	

—59

S. 579. To further regulate public service in this State.

Was read a third time at length and passed.

Yeas, 45; nays, 14.

Yeas:

Messrs:

Mr. Speaker	Crump	Hall (Henry)	Lynne
Albright	Dansby	Hare	Matthews (Wilcox)
Allen	Edwards (Dallas)	Howle	Moorer
Baker	Edwards (Pike)	Ingram	McLeod
Blunt	Ellis (Bullock)	Jones (Montgomery)	Oakley
Bracken	Ellis (Elmore)	Lee (Butler)	Parker
Calvert	Graham (Autauga)	Lee (Perry)	Peters
Christian	Graham (Clarke)	Long (Butler)	Pittman
Clayton	Griffin	Longshore	Seale

Smith
Sparks
Stoddard

Truss
Tunstall

Van de Graff
Waddell

Williams
Woodard

—45

Nays:

Messrs:

Arnold
Brindley
Burks
Carnley

Dickson
Guy
Hall (Marion)
Jones (Escambia)

Longshore
Preston
Reynolds

Ross
Russell
Sherrod

—14

S. 742. To amend section 5993, Code 1907, as amended by an act approved November 23, 1907.

Was read a third time at length and passed.

Yeas, 69; nays, 1.

Yeas:

Messrs:

Mr. Speaker
Adams
Albright
Alexander
Allen
Andrews
Arnold
Baker
Blunt
Bracken
Brindley
Burks
Calvert
Carnley
Christian
Christopher
Clayton
Cliett

Cobbs	Ingram	Preston
Crump	Jones (Escambia)	Reynolds
Dansby	Jones (Montgomery)	Robertson
Dickson	Johnson	Ross
Edwards (Dallas)	Jordan	Russell
Edwards (Pike)	Lee (Butler)	Seale
Ellis (Bullock)	Lee (Perry)	Shaw
Ellis (Elmore)	Longshore	Simpson
Graham (Autauga)	Lynne	Smith
Graham (Clarke)	Matthews (Wilcox)	Sparks
Hall (Henry)	Milford	Stewart
Hall (Marion)	Moorer	Stoddard
Hare	Murphree	Tompkins
Hawkins	McLeod	Van de Graff
Holmes (Baldwin)	Oakley	Waddell
Holmes (Elmore)	Oliver	Williams
Howle	Pittman	Woodard

—69

Nays:

Mr. Guy—1.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in the House amendment to the bill:

S. 676. To prescribe the amount of solicitors' fees in cases of conviction for carrying concealed a pistol about the person.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in the House amendment to:

S. 750. To fix the compensation of the several State executive officers, officers of departments and boards, subordinate officers, clerks, watchmen and capitol servants.

And has non-concurred in the House amendments to the bill:

S. 727. To provide for changing the name and for making an appropriation to the Huntsville State Normal and Industrial School, to be known as the Agricultural and Mechanical College for Negroes.

And requests a Committee of Conference. Committee on part of the Senate, Messrs. Carmichael, Espy and Smith of Coosa.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has reconsidered the vote by which it non-concurred in the House amendment to the bill:

S. 727. To provide for changing the name and for making an appropriation to the Huntsville State Normal and Industrial School, to be known as the Agricultural and Mechanical College for Negroes.

And the Senate has discharged said Conference Committee and has concurred in the House amendment to said bill.

W. F. Miller,
Secretary.

MESSAGE FROM THE GOVERNOR.

The House received the following message from his excellency, the governor.

Gentlemen of the House of Representatives:

I herewith return House bill 947, without my approval. The bill is general in form but really applies to that county in the State having a population of not less than 30,975 and not more than 31,000.

Whatever the purpose, the effect of the bill if it should become a law would be to withdraw from the jurisdiction of the State prison inspector under the general laws the matter of requiring a deputy watchman or attendant for the jail or prison in this particular county and transferring this authority to the court of county commissioners or board of revenue. This matter should not be locally regulated but should be governed by the system of laws of which the State prison inspector is the general administrator. The matter of providing a deputy watchman or attendant for the jail or prison of this particular county can be easily handled by the State prison inspector through the court of county commissioners.

Respectfully,
Thos. E. Kilby,
Governor.

GOVERNOR'S MESSAGE.

On motion of Mr. Lynne, the bill, H. 947, was laid upon the table.

MESSAGE FROM THE GOVERNOR.

The House received the following message from his excellency, the governor:

Gentlemen of the House of Representatives:

I herewith return, without my approval, House bill No. 549, to provide for the relief of E. C. Childs, tax collector, Geneva county, Alabama. This being a special private bill and no notice having been given thereof by publication as required by the Constitution, section 106, I can see no way of meeting the situation by amendment.

Respectfully,
Thos. E. Kilby,
Governor.

GOVERNOR'S MESSAGE.

On motion of Mr. Lynne, the bill, H. 549, was laid upon the table.

MESSAGE FROM THE GOVERNOR.

The House received the following message from his excellency, the governor:

To the House of Representatives:

I return herewith without my approval House bill 524 for the relief of Honor McNicholas and others. The bill seeks to pay over to the heirs at law of George Delaney, who died intestate in Hale county, an amount of money which, under section 258 of the Constitution, has heretofore accrued to and been paid into the general education fund of the State as an escheat. It is manifestly fair and proper that the amount now sought to be appropriated for the heirs, who have been found, since the escheated funds were paid over to the State, should come out of the fund into which it went, and not out of the general State fund, as the bill now provides. I suggest the following amendment, which, if adopted, will remove my objections to the bill:

Amend section one of the bill by striking out the words "The moneys or funds in the treasury of the State of Alabama not otherwise appropriated" and inserting in lieu thereof, the words "The general education fund of the State of Alabama for the fiscal year beginning October 1st, 1919."

Respectfully,
Thos. E. Kilby,
Governor.

GOVERNOR'S MESSAGE.

On motion of Mr. Van de Graff, the House concurred in and adopted the amendment proposed by the governor to the bill,

H. 524, said amendment being set out in the above and foregoing message from the governor.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Johnson	Reynolds
Adams	Dansby	Jordan	Ross
Alexander	Deese	Lee (Perry)	Russell
Allen	Dickson	Lewis	Seale
Andrews	Edwards (Dallas)	Long (Sumter)	Shaw
Arnold	Ellis (Elmore)	Longshore	Sherrod
Austin	Graham (Autauga)	Lynne	Sparks
Blunt	Graham (Clarke)	Matthews (Wilcox)	Stoddard
Bracken	Hall (Henry)	Milford	Tompkins
Brindley	Hall (Marion)	Murphree	Trammell
Burks	Hale	McLeod	Van de Graff
Christian	Hare	Orr	Waddell
Christopher	Holmes (Baldwin)	Parker	Whorton
Clayton	Howle	Peters	Wilson
Cliett	Ingram	Pittman	Woodard

—60

MESSAGE FROM THE GOVERNOR.

The House received the following message from the governor:

Gentlemen of the House of Representatives:

I herewith return House bill No. 995 without my approval, and suggest the following amendment which if adopted will meet my objection to the bill, namely: amend section 3 by adding at the end thereof the following proviso, namely:

"Provided that if the general revenue act, or any general act, enacted or to be enacted by this Legislature shall include provisions fixing and regulating the general license or privilege taxes on vehicles of any kind however propelled or driven for the use of the State and the counties of the State, and providing that the proceeds of such privilege or license taxes shall be apportioned between the State and the counties of the State, such provisions and such apportionment of such license or privilege taxes under any such general law shall take precedence of and shall be in lieu of the privilege or license taxes authorized to be levied and collected under this act to the extent covered by such general act, and provided further that all provisions of this act fixing or levying any privilege or license taxes in conflict or inconsistent with the provisions of any such general law shall be void and of no operation and effect."

Respectfully,
Thos. E. Kilby,
Governor.

GOVERNOR'S MESSAGE.

On motion of Mr. Lynne, the House concurred in and adopted the amendment proposed by the governor to the bill, H. 995, said amendment being set out in the above and foregoing message from the governor.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Johnson	Reynolds
Adams	Dansby	Jordan	Ross
Alexander	Deese	Lee (Perry)	Russell
Allen	Dickson	Lewis	Seale
Andrews	Edwards (Dallas)	Long (Sumter)	Shaw
Arnold	Ellis (Elmore)	Longshore	Sherrod
Baker	Graham (Autauga)	Lynne	Sparks
Blunt	Graham (Clarke)	Matthews (Wilcox)	Stoddard
Bracken	Hall (Henry)	Milford	Tompkins
Brindley	Hall (Marion)	Murphree	Trammell
Burks	Hale	McLeod	Van de Graff
Christian	Hare	Orr	Waddell
Christopher	Holmes (Baldwin)	Parker	Whorton
Clayton	Howle	Peters	Wilson
Cliett	Ingram	Pittman	Woodard

—60

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and as amended has passed the following House bill:

H. 1042. To further provide for and regulate the duties of the courts of county commissioners, or boards of revenue, in the purchase and preparation of food supplies for feeding prisoners under charge, or under conviction, of any indictable offense, confined in the county jails over which they have jurisdiction, and in making provision out of the county treasury for suitable food, clothing, lodging, medicine, and medical attention, for such of the convicts sentenced to jail, with or without hard labor for the county, as are not let to hire, under the provisions of article 5, chapter 191, of the criminal code of Alabama, and in the employment of such convicts, sentenced to hard labor, for the county, as are ordered to labor on the public works of the county, and to further regulate and make provision for the reception, and safe-keeping and feeding of convicts while being conveyed to the penitentiary, and to further regulate the accounting and payment for feeding prisoners in the county jails.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Sparks, the House non-concurred in the Senate amendment to the bill, H. 1042, and asked for a Committee of Conference and the Speaker of the House named as con-

ferences on the part of the House, Messrs. Sparks, Stoddard and Hale.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate accedes to the request of the House for a Committee of Conference on the disagreement of the two houses on the Senate amendment to the bill:

H. 1042. To further provide for and regulate the duties of the courts of county commissioners, or boards of revenue, in the purchase and preparation of food supplies for feeding prisoners under charge, or under conviction, of any indictable offense, confined in the county jails over which they have jurisdiction, and in making provision out of the county treasury for suitable food, clothing, lodging, medicine and medical attention, for such of the convicts sentenced to jail, with or without hard labor for the county, as are not let to hire, under the provisions of article 5, chapter 191, of the Criminal Code of Alabama, and in the employment of such convicts, sentenced to hard labor, for the county, as are ordered to labor on the public works of the county, and to further regulate and make provision for the reception, and safe keeping and feeding of convicts while being conveyed to the penitentiary, and to further regulate the accounting and payment for feeding prisoners in the county jails.

Committee on part of Senate, Messrs. Acker, Carmichael and McDowell.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate bills:

S. 336. To provide for the election of a county solicitor in all counties in Alabama having a population of not less than 30,800 and not more than 30,900, according to the Federal census of 1910 or any subsequent Federal census, to fix his term of office and compensation, and prescribe his qualifications and duties.

Also:

S. 369. To authorize and empower the court of county commissioners, the board of revenue, or other governing body of the several counties of this State to issue interest-bearing warrants of the county in settlement of debts or other obligations incurred in the construction or maintenance of public roads or

money borrowed for tick eradication or necessary public buildings, or as a security for money borrowed for the payment of such debt or obligation and to issue and sell interest-bearing warrants to secure funds for the payment of such debt or obligation and to regulate and prescribe the method of issuing such interest-bearing warrants.

Also:

S. 585. To submit to the qualified voters of the State an amendment to section 93 of the Constitution of Alabama as amended in 1908.

W. F. Miller,
Secretary.

RECESS.

The hour of one o'clock having arrived, the House recessed until three o'clock.

AFTERNOON SESSION—FIFTIETH DAY.

The hour of three o'clock having arrived, the House reconvened.

BILLS ON THIRD READING.

S. 596. To regulate the holding of elections in all counties in this State having more than 35,000 population, according to the last or any succeeding Federal census.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Revision of Laws, said amendment being as follows:

By striking out the proviso in section 1, and inserting in lieu thereof the following proviso:

Provided, that this act shall apply in the counties mentioned only to cities and towns of more than fifteen hundred population according to the last or any succeeding Federal census.

And the amendment was adopted.

Yeas, 56; nays, 4.

Yeas:

Messrs:

Mr. Speaker

Adams

Alexander

Allen

Andrews

Arnold

Austin

Baker

Benners

Blunt

Bracken

Brindley

Burks

Calvert

Carnley

Christian

Christopher

Clayton

Cobbs

Crump

Dansby

Deese

Dickson

Edwards (Dallas)

Edwards (Pike)	Jones (Escambia)	Matthews (Wilcox)	Shaw
Graham (Autauga)	Jones (Montgomery)	Milford	Sherrod
Graham (Clarke)	Johnson	McLeod	Smith
Hall (Henry)	Lawson	Oakley	Tompkins
Hale	Lewis	Parker	Trammell
Hawkins	Long (Sumter)	Pittman	Truss
Holmes (Baldwin)	Longshore	Reynolds	Van de Graff
Howle	Lynne	Seale	Woodard

—56

Nays:

Messrs:

Guy	Long (Butler)	Moorer	Preston
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—4

And the bill:

S. 596. To regulate the holding of elections in all counties in this State having more than 35,000 population, according to the last or any succeeding Federal census.

As amended, was read a third time at length and passed.

Yeas, 56; nays, 4.

Yeas:

Messrs:

Mr. Speaker	Carnley	Hale	McLeod
Adams	Christian	Hawkins	Oakley
Alexander	Christopher	Holmes (Baldwin)	Parker
Allen	Clayton	Howle	Pittman
Andrews	Cobbs	Jones (Escambia)	Reynolds
Arnold	Crump	Jones (Montgomery)	Seale
Austin	Dansby	Johnson	Shaw
Baker	Deese	Lawson	Sherrod
Benners	Dickson	Lewis	Smith
Blunt	Edwards (Dallas)	Long (Sumter)	Tompkins
Bracken	Edwards (Pike)	Longshore	Trammell
Brindley	Graham (Autauga)	Lynne	Truss
Burks	Graham (Clarke)	Matthews (Wilcox)	Van de Graff
Calvert	Hall (Henry)	Milford	Woodard

—56

Nays:

Messrs:

Guy	Long (Butler)	Moorer	Preston
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—4

S. 743. To amend section 52 of the Code of Alabama of 1907.

Was read a third time at length and passed.

Yeas, 56; nays, 2.

Yeas:

Messrs:

Mr. Speaker	Blunt	Cliett	Edwards (Pike)
Alexander	Brindley	Cobbs	Ellis (Elmore)
Allen	Burks	Crump	Graham (Clarke)
Andrews	Calvert	Dansby	Hall (Henry)
Arnold	Carnley	Deese	Hall (Marion)
Baker	Christian	Dickson	Hare
Benners	Clayton	Edwards (Dallas)	Hawkins

Holmes (Baldwin)	Long (Sumter)	Oakley	Robertson
Howle	Longshore	Oliver	Shaw
Ingram	Lynne	Parker	Smith
Jones (Escambia)	Matthews (Wilcox)	Peters	Tompkins
Jones (Montgomery)	Milford	Pittman	Trammell
Johnson	Moorer	Preston	Van de Graff
Jordan	McLeod	Reynolds	Williams

—56

Nays:

Messrs:

Guy

Simpson

—2

S. 314. To provide for instruction in regard to the humane protection of animals in the public schools.

Was read a third time at length and passed.

Yeas, 60; nays, 1.

Yeas:

Messrs:

Mr. Speaker

Alexander

Andrews

Arnold

Baker

Benners

Blunt

Brindley

Burks

Calvert

Carnley

Christian

Christopher

Clayton

Cliett

Cobbs

Crump

Dansby

Deese

Dickson

Edwards (Dallas)

Edwards (Pike)

Ellis (Elmore)

Graham (Autauga)

Graham (Clarke)

Hall (Marion)

Hale

Hare

Hawkins

Howle

Ingram

Jones (Marengo)

Jones (Montgomery)

Johnson

Jordan

Lee (Perry)

Long (Sumter)

Longshore

Lynne

Matthews (Wilcox)

Milford

Moorer

McLeod

Oakley

Oliver

Parker

Peters

Pittman

Preston

Reynolds

Shaw

Simpson

Smith

Tompkins

Trammell

Truss

Van de Graff

Waddell

Williams

Woodard

—60

Nays:

Mr. Guy—1.

S. 463. To fix the salary of the judge of the county court in all counties having a population of not less than 32,900 and not more than 33,000 or any subsequent Federal census.

Was taken up. The question was upon the adoption of the substitute reported by the Standing Committee on Revision of Laws, said substitute being as follows:

A BILL

To be entitled an act to fix the salary of the judge of the county court in all counties having a population of not less than 32,900 and not more than 33,000 according to the last or any subsequent Federal census.

Be it enacted by the Legislature of Alabama :

1. That from and after the passage of this act there shall be paid out of the county treasury to the judge of the county court an annual salary, in equal monthly installments, of six hundred dollars in all counties having a population of not less than 32,900 and not more than 33,000 according to the last or any subsequent Federal census.

And the substitute was adopted.

Yeas, 60 ; nays, 0.

Yeas :

Messrs :

Mr. Speaker	Cobbs	Johnson	Reynolds
Adams	Dansby	Jordan	Ross
Alexander	Deese	Lee (Perry)	Russell
Allen	Dickson	Lewis	Seale
Andrews	Edwards (Dallas)	Long (Sumter)	Shaw
Arnold	Ellis (Elmore)	Longshore	Sherrod
Austin	Graham (Autauga)	Lynne	Sparks
Blunt	Graham (Clarke)	Matthews (Wilcox)	Stoddard
Bracken	Hall (Henry)	Milford	Tompkins
Brindley	Hall (Marion)	Murphree	Trammell
Burks	Hale	McLeod	Van de Graff
Christian	Hare	Orr	Waddell
Christopher	Holmes (Baldwin)	Parker	Whorton
Clayton	Howle	Peters	Wilson
Cliett	Ingram	Pittman	Woodard

—60

And the bill :

S. 463. To fix the salary of the judge of the county court in all counties having a population of not less than 32,900 and not more than 33,000 or any subsequent Federal census.

As amended by the substitute, was read a third time at length and passed.

Yeas, 60 ; nays, 0.

Yeas :

Messrs :

Mr. Speaker	Cobbs	Johnson	Reynolds
Adams	Dansby	Jordan	Ross
Alexander	Deese	Lee (Perry)	Russell
Allen	Dickson	Lewis	Seale
Andrews	Edwards (Dallas)	Long (Sumter)	Shaw
Arnold	Ellis (Elmore)	Longshore	Sherrod
Austin	Graham (Autauga)	Lynne	Sparks
Blunt	Graham (Clarke)	Matthews (Wilcox)	Stoddard
Bracken	Hall (Henry)	Milford	Tompkins
Brindley	Hall (Marion)	Murphree	Trammell
Burks	Hale	McLeod	Van de Graff
Christian	Hare	Oakley	Waddell
Christopher	Holmes (Baldwin)	Parker	Whorton
Clayton	Howle	Peters	Wilson
Cliett	Ingram	Pittman	Woodard

—60

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your Committee on Enrolled Bills begs leave to report that it has examined the following bills:

H. 452. Authorizing a bank to pay the deposit of a deceased depositor to the widow, or husband, or heirs of the deceased, where the deposit does not exceed one thousand (\$1,000.00) dollars, after the lapse of sixty (60) days from the death of the deceased.

Also:

H. 872. To provide for the special appointment by judges of the circuit courts in circuits having five or more circuit judges, of court reporters designated by the parties to any matter, cause, or proceedings, to act as official court reporters; to define their duties, and fix their compensation, and the method of payment thereof; to provide for the taxation of the compensation of such reporters as costs, and for the reimbursement of parties who shall pay the compensation of such reporters; and to provide that the transcript of such court reporter of the testimony, or other oral proceedings in any matter, cause, or proceeding in said courts, when certified by such reporter, shall be prima facie evidence of such testimony, or other oral proceedings, and shall be admissible in evidence of such testimony or other oral proceedings whenever proof thereof is otherwise competent.

Also:

H. 1066. To alter, extend, or re-arrange the boundary lines of the corporate limits of the town of Brighton, Alabama.

Also:

H. 866. To provide for the election of members of the commissioners court of Crenshaw county, and to fix their term of office.

Also:

H. 615. To amend certain sections of the primary election law, being "An act to regulate primary elections in the State of Alabama," appearing in the printed acts of 1915 at pages 218 to 259 inclusive, by amending, to-wit: Sections 8, 9, 11, 12, 19, 20, 23, 32, 33, 36, 38, 39, 40, 41, 42, 43, 45, 49, 52 and 58 of said act.

Also:

H. 938. To require the payment to State convicts, upon their lawful discharge from penal servitude, of additional cash allowances adequate to their needs.

Also:

H. 1049. To provide for the construction of a fire-proof building for the safe keeping of all county records in all coun-

ties of the State having more than 150,000 population according to the last or any succeeding Federal census and to provide for the keeping of records therein.

Also:

H. 646. To close, vacate and annul the alley which runs from Winkler avenue, eastward through Block F, according to the map and survey of the South Highlands Land Company, recorded in the office of the judge of probate of Jefferson county, in Map Book seven, at page three.

Also:

H. 562. To repeal section 3279, 3280 and 3281 of the Code of Alabama, and act to amend section 3281 of the Code of Alabama, approved April 22, 1911, and an act to amend section 3279 of the Code of Alabama. Approved September 8, 1915.

Also:

H. 1059. To designate the public road from Chancellors Ferry and running in a northerly direction to Creswell Church, and on by way of Vincent, Sterrett, Vandiver, Dunnovant, intersecting the main highway of Jefferson county, near Leeds, Alabama, as a State trunk road.

Also:

H. 855. To create the department of examiners of accounts, to prescribe its powers, duties and functions, provide for the appointment of a chief examiner and assistant examiners, to regulate the duties and compensation of such officials, and to provide clerical help for said department.

Also:

H. 401. To create a State highway department; to define its powers and duties; to authorize State aid in the construction and maintenance of public roads and bridges; to create a State highway fund and to provide for its expenditure; to impose certain duties upon county and municipal officials and to provide a penalty for their failure to discharge same; to authorize the State highway department to work State convicts upon public roads and bridges as is now or may hereafter be provided by law; to assent to the act of Congress approved July 11, 1916, known as the "Federal aid law" and to authorize the State highway department to co-operate with the United States government in the construction and maintenance of rural post roads; and to repeal the act approved April 5, 1911, entitled "An act to provide for the creation of a State highway commission, defining its powers, duties and compensations, and methods to be adopted for control of same and for appropriation and maintenance of the same and to give State aid and State supervision over all public roads, culverts and bridges of the State for construction of a

permanent nature and the maintenance thereof wherein any portion of the appropriation hereinafter made shall be used for such purpose; and to make an appropriation therefor out of the net revenue of the convict fund of the State and from other sources.

Also:

H. 1044. For the relief of W. J. Richardson, sheriff of Pickens county, Alabama, to pay him the sum of \$177.07 due him by the State of Alabama for extraordinary expenses incurred in the extradition of Charley Carpenter from Muskogee, Oklahoma, under authority from the governor of Alabama dated December 16, 1918.

Also:

H. 1036. To provide for the sale of the printed and bound volumes of the reports of the decisions of the Supreme Court of Alabama.

H. 634. To prevent frauds and impositions upon the people of the State and to protect investors.

H. 657. To provide that when any city or town in this State has heretofore acquired, or may hereafter acquire, by purchase, assignment or otherwise, any mortgage or real estate, that such city or town shall have a lien on such real estate for the amount expended or advanced by it, with interest thereon, and may enforce such lien by appropriate proceedings in the equity side of the circuit court. Provided that this act shall only apply to cities having 100,000 or more population according to the last or any subsequent Federal census.

H. 583. To further revise, extend and amend the health and quarantine laws of the State of Alabama; to provide penalties for the violation of the provisions thereof; and to make appropriations to cover the expenses thereof.

H. 827. To vacate the dedication of all streets, avenues, and alleys, public highways and public passage ways, into, through, over, on, or across the following described property, situated in the city of Birmingham, and State of Alabama: Beginning at the southeast (SE) corner of Thirty-second (32nd) street and First (1st) avenue, north; thence running southwardly along said street four hundred and fifteen (415) feet to the common railroad right of way, that is, a line running parallel with and eighty-five (85) feet northward of the center of the Alabama Great Southern railroad; thence eastward along said right of way about thirty-four hundred (3,400) feet to the limits of the property formerly belonging to the Elyton Land Company, that is, the east side of section thirty (30), township seventeen (17), range two (2) west; thence north along the said section line

about three hundred feet more or less to a point one hundred and eighty-eight (188) feet south of the center of the east side of said section thirty (30); thence west three hundred and eighty (380) feet to the south side of said First (1st) avenue; thence westward along the said avenue about thirty-two hundred and fifteen (3,215) feet to the point of beginning; and also a right of way which lies east of Thirty-second (32nd) street, and which is more particularly described as follows, to-wit, a strip of land twenty-five hundred and ten (2,510) feet in length and eleven (11) feet in width, off of what here heretofore been known and designated as the common railroad right of way, said strip of land lying immediately along side and south of the Mary Pratt property, hereinabove described, and off of the north side of said common railroad right of way hereinabove mentioned, and more particularly described as follows: Beginning at the southwest (SW) corner of the Mary Pratt property hereinabove described at a point on Thirty-second (32nd) street four hundred and fifteen (415) feet in a southerly direction from the junction of First (1st) avenue and Thirty-second (32nd) street; thence running in an easterly direction twenty-five hundred and ten (2,510) feet; thence at a right angle in a southerly direction eleven feet; thence in a westerly direction twenty-five hundred and ten (2,510) feet; thence in a northerly direction eleven (11) feet to the point of beginning.

And finds same correctly enrolled.

Robert F. Peters,
Chairman.

SIGNING OF BILLS.

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing report of the Committee on Enrolled Bills.

CERTIFICATE OF CLERK.

To the House of Representatives:

I hereby certify that the bills mentioned below were delivered to the executive department on the dates and hours named, and that I hold the receipts of that department for same:

September 27, 1919, 3:50 P. M.:

H. 452, H. 872, H. 1066, H. 866, H. 615, H. 938, H. 1049,

H. 646, H. 562, H. 1059, H. 855, H. 401, H. 1044, H. 1037, H. 1036,
H. 634, H. 657, H. 583, H. 827.

Fred H. Gormley,
Clerk.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted the amendment proposed by his excellency the governor, to the bill:

H. 524. For the relief of Honor McNicholas, John Muldowney, Mary Muldowney Walsh, Martin J. Muldowney, Andrew George Muldowney, and Nora Muldowney O'Hara.

By a vote of a majority of the whole number elected to the Senate, said vote being: Yeas, 21; nays, 0.

W. F. Miller,
Secretary.

BILLS ON THIRD READING.

S. 745. To amend section 5992, Code 1907.

Was read a third time at length and passed.

Yeas, 46; nays, 17.

Yeas:

Messrs:

Mr. Speaker	Cliett	Hawkins	Matthews (Wilcox)
Adams	Cobbs	Holmes (Baldwin)	Milford
Allen	Crump	Howle	Moorer
Andrews	Dansby	Ingram	McLeod
Arnold	Deese	Jones (Marengo)	Oakley
Benners	Dickson	Jones (Montgomery)	Pittman
Blunt	Edwards (Dallas)	Jordan	Ross
Brindley	Graham (Autauga)	Lee (Perry)	Shaw
Burks	Graham (Clarke)	Lewis	Sparks
Calvert	Guy	Long (Sumter)	Trammell
Carnley	Hall (Henry)	Lynne	Truss
Clayton	Hale		

—46

Nays:

Messrs:

Alexander	Long (Butler)	Russell	Tompkins
Baker	Longshore	Simpson	Van de Graff
Christian	Preston	Smith	Williams
Hall (Marion)	Reynolds	Stewart	Woodard
Johnson			

—17

S. 627. For appropriation for erection and equipment of two buildings for the Alabama Insane Hospitals on the grounds of the Bryce Hospital at Tuscaloosa.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Johnson	Robertson
Adams	Dansby	Jordan	Ross
Alexander	Deese	Lee (Butler)	Russell
Allen	Dickson	Lewis	Seale
Andrews	Edwards (Dallas)	Long (Sumter)	Shaw
Arnold	Ellis (Elmore)	Longshore	Sherrod
Austin	Graham (Autauga)	Lynne	Sparks
Blunt	Graham (Clarke)	Matthews (Wilcox)	Stoddard
Bracken	Hall (Henry)	Milford	Tompkins
Brindley	Hall (Marion)	McDonald	Trammell
Burks	Hale	McLeod	Van de Graff
Christian	Hollis	Orr	Waddell
Christopher	Holmes (Baldwin)	Partridge	Whorton
Clayton	Howle	Peters	Wilson
Cliett	Ingram	Pittman	Woodard

—60

S. 611. Regulating the sale and exchange of gasoline, benzine, naphtha and other liquid motor fuels, and providing for the tagging and inspection of such product and creating within the State highway department the department of liquid fuel inspection and providing penalties for the violation of this act.

Was taken up. The question was upon the adoption of the amendment reported by the Standing Committee on Ways, Means and Appropriations, said amendment being as follows:

Amend Senate bill 611 by striking out the words "liquid fuel inspection department" wherever they occur in said bill and by inserting in lieu thereof the words, "State geologist at the University of Alabama, University, Alabama, or the State chemist at Auburn, Alabama."

Further amend said bill by striking therefrom section 10.

Further amend said bill by adding thereto section 8½ as follows:

"The board of trustees of the University of Alabama and the board of trustees of the Alabama Polytechnic Institute must keep on hand for sale tags printed as hereinabove provided of such denomination of gallons as will be convenient for use of persons offering for sale all such gasoline, benzine, naphtha, or other liquid motor fuel, and shall charge for such tags the price hereinbefore set forth; provided further, that all funds received in excess of the actual expenses incurred in and about the making of the tests provided for in this act and the expenses incidental thereto shall be paid into the State treasury for the sole use and benefit of the State highway system in the State of Alabama."

Further amend said bill by striking out of section 7 the words "quarter cent" and by inserting in lieu thereof the word "half cent."

Mr. Lynne offered the following substitute for the bill and pending amendment:

Substitute for S. 611, by Mr. Lynne:

A BILL

To be entitled an act regulating the sale and exchange of gasoline, benzine, naphtha, and other liquid motor fuels, and providing for the tagging and inspection of such products:

Be it enacted by the Legislature of Alabama:

Section 1. That any person, firm, association, or corporation selling or offering for sale or exchange in this State, any gasoline, benzine, naphtha, or other liquid motor fuel must have tags, as hereinafter provided, attached to each tank car, tank barrel, can, or other container in which said "gasoline," "benzine," "naphtha," or other liquid motor fuel is contained or marketed.

Said tags shall have printed thereon the words "guaranteed legal standard," and must have printed thereon also a fac simile signature of the State auditor and of the chemist of the State highway department.

Provided, further, that the tagging of the original tank cars, tanks, or large containers in which said "gasoline," "benzine," "naphtha," or other liquid motor fuel is contained shall be held to obviate the tagging with such tags of the smaller containers into which said product may be transferred, but all such smaller containers, including casks, barrels, cans or packages containing such product shall be labeled with numbers denoting the gravity or density of their contents, and the words "gasoline," "benzine," "naphtha," or other designation to denote the character of the contents of such containers or packages, such numbers and words being printed in red figures or letters at least one and a half inches in height.

Section 2. Before offering "gasoline," "benzine," "naphtha," or other liquid motor fuel for sale or exchange, the person, firm, association, or corporation proposing to sell or exchange such products must submit to the chemist of the State highway department written or printed statement setting forth:

(1) The name and branda under which said "gasoline," "benzine," "naphtha," or other liquid motor fuel is to be sold, and in case said product is to be marketed in tanks, barrels, cans, or other containers the number of gallons capacity of the containers in which it is to be put upon the market, and the name or names of the manufacturers or dealers.

In case the liquid motor fuel offered for sale consists of a mixture of a petroleum product and some other liquid motor fuel the amount and character of the components of such mixture

must be stated, and placards containing this information, printed in large type, must be posted at the place of sale.

(2) A statement as to the distillation standard guaranteed for the said gasoline, benzine, naphtha, or other liquid motor fuel offered for sale or exchange. Such statement may simply set forth that the product complies with the legal distillation standard as hereinafter prescribed or in case a higher distillation standard is claimed, a statement to that effect may be made, giving the distillation tests guaranteed. Statements of the same tenor or purport, printed in large characters, must also be posted at the place of sale, and such statements shall be held to constitute a guarantee, to the purchaser of such product, of the quality of same.

Section 3. The chemist of the State highway department is the official chemist to test samples, gasoline, benzine, naphtha, or other liquid motor fuels proposed to be sold in the State. Whenever any sample of such product is to be submitted to said chemist, whether the same be submitted on the application of any person, firm, association or corporation, or procured directly from the manufacturer, consumer or dealer by the State highway commission, and it is the duty of said commission, from time to time, to secure samples of such products being offered for sale in different parts of this State, it shall be the duty of said chemist to test the same for density, and also by fractional distillation, and he may also test same as to chemical composition and quality, and to make a certificate of such test, copy of which certificate shall be furnished by the said chemist to the person, manufacturer, or dealer from whom such oil was obtained.

No gasoline, benzine, naphtha, or other liquid motor fuel shall be sold or offered for sale which on distillation fails to yield a distillate of 18 per cent by volume at 230 degrees Fahrenheit, 65 per cent by volume at 302 degrees Fahrenheit, the dry or end point of distillation to be not higher than 437 degrees Fahrenheit.

The initial boiling point of gasoline, benzine or naphtha shall be not higher than 149 degrees Fahrenheit.

Section 4. The copy of the official test of any gasoline, benzine, naphtha or other liquid motor fuel, under the seal of said State highway commission, shall be admissible as evidence of the facts therein stated in any of the courts of this State on the trial of any issue involving the merits of said product.

Section 5. The State highway commission may employ such additional assistance for the said chemist in making tests of gasoline, benzine, naphtha, or other liquid motor fuels, or in procuring samples of such products to be tested, as may be neces-

sary, and may pay therefor out of the moneys received by said commission from the sale of tags.

Section 6. The State highway commission, through its accredited agent, must, at such times as may be necessary, make written requisition upon the State auditor for the estimated number of tags required to supply the demand.

Section 7. Upon receipt of such requisition, the State auditor must have printed the required number of tags of suitable material for attaching to the tanks, barrels, cans, packages, or parcels of gasoline, benzine, naphtha, or other liquid fuels offered for sale or exchange.

The State auditor must, as soon as practicable, deliver such tags to the State highway commission, or to its accredited agent at the capitol taking the receipt of said commission therefor; and the State auditor shall keep a true and correct account with said commission, charging commission with all tags furnished at the price of one-half cent for each gallon written or printed thereon.

Section 8. The State highway commission must keep on hand for sale tags, printed as herein above provided, of such denomination of gallons as will be convenient for use of persons offering for sale or exchange gasoline, benzine, naphtha, or other liquid motor fuels, and shall charge for such tags the price of one-half cent for each gallon designated on said tag.

Section 9. The State highway commission must report to the State auditor at the end of each month the number of tags sold during the month, and pay into the State treasury the total amount of moneys received from such sales.

The expense incurred under the provisions of this act, not exceeding ten per cent of the total receipts shall be payable from the funds accruing from this act to the State highway department upon presentation of properly vouchered statements of such expenses.

Section 10. Any person, firm, association or corporation, who sells, offers for sale or exchange any gasoline, benzine, naphtha or other liquid motor fuel which has not been tagged or labeled in the manner hereinbefore provided, or who makes any false certificate as to the purchase or sale of said product, or who counterfeits tags prepared as provided in section 1 of this act, or who uses such tags a second time as genuine, or who sells or offers for sale gasoline, benzine, naphtha or other liquid motor fuel, in violation of the provisions of this act, shall be guilty of misdemeanor, upon conviction, shall be fined not less than fifty nor more, than five hundred dollars for each separate offense.

Section 11. All laws or parts of laws in conflict with the provisions of this act are hereby repealed.

Mr. Truss offered the following amendment to the substitute:

By striking out the words and figures, "230 degrees Fahrenheit" wherein and wherever the same appears together in section 3, and by adding in lieu thereof, "240 degrees Fahrenheit," and by striking out the figures "302" where the same appear together in said section 3, and by inserting in lieu thereof, the figures, "346" and by striking out the figures "437" where the same appear together in said section 3, and by adding in lieu thereof and in the place thereof, "460."

On motion of Mr. Lynne, the amendment was laid upon the table.

And the substitute was adopted.

Yeas, 39; nays, 32.

Yeas:

Messrs:

Mr. Speaker	Crump	Holmes (Baldwin)	Preston
Alexander	Dansby	Ingram	Russell
Allen	Dickson	Jones (Escambia)	Seale
Andrews	Edwards (Dallas)	Jones (Marengo)	Shaw
Baker	Graham (Autauga)	Jones (Montgomery)	Sparks
Bracken	Guy	Lewis	Stoddard
Brindley	Hall (Henry)	Long (Sumter)	Tompkins
Burks	Hall (Marion)	Lynne	Trammell
Cliett	Hale	Matthews (Wilcox)	Woodard
Cobbs	Hare	Oakley	

—39

Nays:

Messrs:

Adams	Ellis (Elmore)	Milford	Simpson
Arnold	Graham (Clarke)	Moorer	Smith
Benners	Hawkins	McLeod	Stewart
Blunt	Johnson	Orr	Truss
Calvert	Lee (Butler)	Parker	Tunstall
Carnley	Lee (Perry)	Reynolds	Van de Graff
Christian	Long (Butler)	Ross	Waddell
Clayton	Longshore	Sherrod	Williams

—32

And the bill:

S. 611. Regulating the sale and exchange of gasoline, benzine, naphtha and other liquid motor fuels, and providing for the tagging and inspection of such product and creating within the State highway department the department of liquid fuel inspection and providing penalties for the violation of this act.

As amended by the substitute, was read a third time at length and passed.

Yeas, 36; nays, 31.

Yeas:

Messrs:

Mr. Speaker	Allen	Baker	Brindley
Alexander	Andrews	Bracken	Burks

Cliett	Hare	Long (Sumter)	Seale
Crump	Holmes (Baldwin)	Lynne	Shaw
Dansby	Ingram	Matthews (Wilcox)	Sparks
Dickson	Jones (Escambia)	Murphree	Stoddard
Edwards (Dallas)	Jones (Marengo)	Oakley	Tompkins
Guy	Jones (Montgomery)	Pittman	Trammell
Hall (Marion)	Lewis	Preston	Woodard

—36

*Nays:**Messrs:*

Adams

Arnold

Members

Blunt

Calvert

Carnley

Christian

Clayton

Ellis (Elmore)

Graham (Clarke)

Hawkins

Lee (Perry)

Long (Butler)

Longshore

Milford

Moorer

McLeod

Orr

Parker

Reynolds

Ross

Russell

Sherrod

Simpson

Smith

Stewart

Truss

Tunstall

Van de Graff

Waddell

Williams

—31

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate has concurred in the House amendment to:

S. 611. Regulating the sale and exchange of gasoline, benzine, naphtha, and other liquid motor fuels, and providing for the tagging and inspection of such products.

W. F. Miller,
Secretary.

MESSAGE FROM THE GOVERNOR.

The House received the following message from the governor:

H. 1125.

Gentlemen of the House of Representatives:

I herewith return House bill 1125 to amend the general revenue act, without my approval.

I am advised that section B of the act is an act to raise revenue and having been passed within the last five days of the session would be violative of section 70 of the Constitution. I therefore suggest an amendment striking out said section B.

The title of the act, as well as the body of the act, contains an incorrect recital as to the date when the general revenue act was approved, namely: September 10, 1919; whereas the records show that said general revenue act was approved on September 15, 1919. I suggest an amendment, therefore, striking out the words and figures "10th" where they occur in the title and in the body of the act and substituting therefor the words and figures "15th."

I suggest the further amendment by striking from the proviso of section C-2 the word "five" and substituting therefor the words "two and one-half."

I shall approve the bill if so amended.

Respectfully,
Thos. E. Kilby,
Governor.

GOVERNOR'S MESSAGE.

On motion of Mr. Jones of Montgomery, the House concurred in and adopted the amendment proposed by the governor to the bill:

H. 1125. To amend subdivision 84 of section 361 of an act to provide for the general revenue of the State of Alabama, approved Sept. 10th, 1919.

Said amendment being set out in the above and foregoing message from the governor.

Yeas, 64; nays, 1.

Yeas:

Messrs:

Mr. Speaker	Cliett	Jones (Escambia)	Parker
Adams	Cobbs	Jones (Marengo)	Peters
Alexander	Crump	Jones (Montgomery)	Pittman
Allen	Dansby	Johnson	Preston
Andrews	Dickson	Lee (Perry)	Ross
Arnold	Edwards (Dallas)	Long (Butler)	Russell
Benners	Ellis (Elmore)	Long (Sumter)	Seale
Blunt	Graham (Autauga)	Longshore	Shaw
Bracken	Hall (Henry)	Lynne	Smith
Brindley	Hall (Marion)	Matthews (Wilcox)	Stoddard
Burks	Hale	Milford	Tompkins
Calvert	Hardaway	Moorer	Trammell
Carnley	Hare	Murphree	Truss
Christian	Hawkins	McLeod	Van de Graff
Christopher	Holmes (Baldwin)	Oakley	Williams
Clayton	Ingram	Orr	Woodard

—64

Nays:

Mr. Baker—1.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has adopted the governor's amendment to the bill:

H. 1125. To amend subdivision 84 of section 361 of an act to provide for the general revenue of the State of Alabama, approved September 10, 1919.

By a majority of the whole number elected to the Senate, said vote being: Yeas, 22; nays, 0.

And returns same herewith to the House.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and as amended has passed the following House bill:

H. 688. To provide for the organization of land owners, of any county, of districts within said county, for the purpose of building, improving and maintaining public roads in such districts, to confer the right of eminent domain to the extent necessary to carry out the purposes of this act, to provide for raising the funds by bond issue or otherwise, to pay the costs of building and maintaining such highways by assessment of the lands in said district in proportion to the benefits received by reason of such improvement.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Holmes of Baldwin, the House concurred in and adopted the Senate amendment to the bill, H. 688, the said amendment being as follows:

H. 688. To provide for the organization of land owners, of any county, of districts within said county, for the purpose of building, improving and maintaining public roads in such districts, to confer the right of eminent domain to the extent necessary to carry out the purposes of this act, to provide for raising the funds by bond issue or otherwise, to pay the cost of building and maintaining such highways by assessment of the lands in said district in proportion to the benefits received by reason of such improvement.

Be it enacted by the Legislature of Alabama:

1. (A). That whenever a majority in land acreage or number of land-owners within a proposed road improvement district in any county shall petition the court to establish a road improvement district to embrace a certain region which it is intended shall be embraced within the boundaries of the proposed district and shall file a plat with said petition upon which the boundaries of the proposed district shall be plainly indicated showing the roads which it is intended to construct and improve as nearly as practicable, and shall also file a good bond conditioned that petitioners will pay all court costs and legal advertising that may accrue in the event said district is not established, it shall then be the duty of the court to give public notice by publication in some weekly newspaper having a bona fide circulation in said county by three consecutive insertions therein that said petition has been filed, and giving a description of the territory embraced in said petition in as large subdivisions or calls as practicable, and calling upon all persons, firms or corporations owning land or other real property within the proposed district to appear

before the court on some date to be fixed by the court not less than five days after the last insertion of said notice to show cause for or against the establishment of said district. The original petition may be circulated among the land-owners, or such number of exact copies of same as may be deemed necessary may be circulated, and when all of said petitions are filed at or before the time of the hearing above mentioned the said petitions shall be consolidated and treated as one petition, if same are filed before or at the date of said hearing.

(B). Provided, however, upon application of the court, or of ten or more land-owners within a proposed road improvement district to the State highway commission it shall be the duty of the State highway commission to instruct and direct the State highway engineer, or his assistant, to prepare preliminary surveys, plans, specifications and estimates of the roads which it is proposed to construct and improve within said district in the same manner as set out in section 7 of this act, and file them with the court of said county for the purpose of determining the feasibility of any road improvement and the cost thereof before said petitions are circulated, and when said preliminary plans, specifications and estimates are so made and filed the State highway commission, upon the application of either the court or ten or more land-owners, shall cause to be prepared the petitions to be circulated among the land-owners in the proposed district for the purpose of obtaining a majority in land value, acreage or number of land-owners as set out in the preceding section, and when such majority is obtained said petition shall be filed with the said court, and a date set for hearing and due notice thereof given to the owners of real property in said district of said hearing as provided by the preceding section, and when said hearing is so had. The organization of said district shall then proceed in the manner hereinafter prescribed.

2. The court, at the hearing provided for in the preceding section, shall determine the sufficiency of said petitions, and if any person whose name appears on the petition shall, for any valid reason, desire to remove his name from said petition, he shall state his reasons therefor in writing, and any person who objects to the formation of said district shall present his objections in writing.

If it appears to the court that the petition is signed by either a majority in land value, acreage or in number of land-owners within the proposed district, and if the said body deems it to the best interest of the county and the land-owners in said district, it shall be the duty of the said body to make an order establishing said district, such majority in acreage, number of land-

owners, or majority in land value to be determine by the assessment for the purpose of general taxation in force in said county at the time, and, if the said body is of the opinion that any part, or parts, of the territory included in the petition and plat is not benefited by the proposed improvement, it may, in the order creating said district, eliminate such territory from the boundaries of this district.

The petition may be signed by women who own real property, whether married or single; guardians may sign for their wards, and trustees, executors and administrators may sign for the estate represented by them, and, if the signature of any corporation is attested by the corporate seal the same shall be sufficient evidence of the assent of the corporation to said petition.

The words "real property," or "land" wherever used in this act, shall include land, improvements therein, railroads, railroad rights-of-way and improvements thereon, including public buildings, sidetracks, etc., and tramroads.

3. The order of the court establishing a road improvement district shall have the force and effect of a judgment and shall be deemed conclusive, final and binding upon all territory embraced in said district, and shall not be subject to collateral attack, but only to direct attack on appeal.

Any owner of real property within the district may appeal from said judgment within thirty days by filing an affidavit for appeal, stating in said affidavit the special matter on which said appeal is taken, and any owner of real property may likewise appeal from the order of the court refusing to establish such district or eliminate any territory therefrom.

No appeal shall delay the proceedings for carrying out the proposed improvement after the order of the court establishing same is made, and any party not appealing within the time herein prescribed shall be deemed to have waived any objection he may have to said order, and to have relinquished all rights he may have had to question same.

4. When the court makes an order establishing a road improvement district, it shall also make an order declaring the same to be, and to exist, under the name and style of road improvement district (name and number) of.....county, Alabama, and said district shall then become a body politic and corporate by said name and may sue and be sued, plead and be impleaded, and have perpetual succession for the purpose of building, constructing, maintaining and repairing the roads in said district.

The court, at the same time, shall also appoint three persons, owners of real property in said district and men of business ability, to act as commissioners for said district.

5. Each of the commissioners so named shall take the oath of office required by the laws and Constitution of the State of Alabama, and shall also swear that he will not directly or indirectly be interested in any contract made by the board of commissioners. The board of commissioners shall take the oath before any clerk of a court of record, or notary public, and a copy of the oath shall be signed by the members of the board and filed with the clerk of the court appointing them in the records of the proceedings for said district.

Any member of the board failing or refusing to take the oath of office within thirty (30) days after he is notified of his appointment by the clerk of the court shall be considered to have declined to serve, and the vacancy filled by the court at its next regular, special or adjourned term.

6. Upon the qualification of members of the board of commissioners, they shall organize by selecting one of their number president, and another secretary. They shall also adopt a seal for the district, and procure such records and books as are necessary for the carrying on the business of the district.

As soon as a report of the organization of the district is made to the court said road improvement district shall become a body politic under the laws of the State of Alabama. It may sue and be sued; plead and be impleaded; and have perpetual succession for the purpose of building, maintaining and repairing the public roads within said district, as hereinafter provided.

The members of the board shall be allowed as compensation an amount deemed reasonable by the court, not to exceed five dollars (\$5.00) per day while engaged in attending board meetings and also necessary expenses while engaged on business for the district out of the county, said amount to be paid out of the funds of said road improvement district.

The board of commissioners are also authorized to engage the necessary attorneys, engineers and other agents for assisting them in carrying out the improvements contemplated, and they shall fix their pay.

7. Immediately upon the qualification and organization the board of commissioners shall call upon the State highway engineer unless the court should deem it advisable to employ some other competent engineer instead to prepare preliminary plans, specifications and estimates of the roads which it is proposed to construct, maintain and repair, and said plans, specifications and estimates, among other things, shall show the starting point, or points, the general direction of the roads to be constructed, their termini, cuts, fills, grading to be done, bridges and culverts to be constructed, the length and width of the roads, the depth, charac-

ter and other essentials of the materials to be used in the construction of the improvement, together with the estimated cost of said improvement. The State highway engineer, when called upon, shall file a certified copy of his bond, as State highway engineer, in the county where said improvement is to be made, and same shall be recorded in the proceedings for said district. Said engineer shall have general supervision and shall direct the work as it progresses.

Provided, however, if any engineer other than the State highway engineer is appointed he shall give bond in a sum not less than one thousand (\$1,000.00) dollars, to be fixed by the board and approved by the court, conditioned that said engineer will faithfully discharge the duties imposed upon him as engineer for said district, and said engineer so selected shall proceed to prepare the plans, specifications and estimates as above set out, together with any changes or alterations thereafter agreed upon, and when said plans, specifications, and estimated are prepared by said engineer they may be subject to the approval of the State highway engineer.

And, provided, further, that if a preliminary survey, plans, specifications and estimates are made in accordance with section 1 (B) of this act, and the commissioners find that said engineer's report is full and complete, or that any part thereof is applicable and may be used to the advantage of the district, they shall adopt the same in whole, or in part, as the case may be, and report same to the court.

Provided, however, in formulating the plans for said district only such roads as are public roads at the time, or such as may be dedicated as public roads, or laid out as public roads by the court in accordance with section 36 of this act, shall be improved under the terms of this act, and when any extension, or lateral road is ordered improved in accordance with section 16 of this act, said roads shall first be dedicated, or established as a public road by proper order of the court, as the case may require.

8. In order to hasten the work of securing plans for the improvements, and estimates of the cost thereof, the board of commissioners may borrow money at a rate of interest not to exceed six per cent per annum, and issue negotiable notes therefor, signed by the members of the board of commissioners, and said board may pledge all assessments hereinafter provided for for the payment thereof, and out of the amount so borrowed all necessary engineering, legal and incidental expenses may be paid.

9. As soon as the commissioners have formulated the plans for the district, and shall have ascertained the cost thereof, they

shall report same to the court and file the official plans for said district in the office of the clerk. The court shall at its first regular, special or adjourned term, held thereafter, appoint three owners of real property within said county who shall constitute the board of assessors for said district.

10. The board of assessors shall meet at a time within thirty days, to be designated by the president of the board of commissioners, and shall take the oath prescribed by the laws and Constitution of the State of Alabama, and shall also swear that they will well and truly assess the benefits to be received by each land-owner by reason of the improvement as affecting the lands or other property in said district, which oath shall be filed with the clerk of the court and duly recorded in the proceedings for the district. A majority of the assessors shall constitute a quorum for the transaction of business. If any person appointed by the court as assessor shall fail or refuse to take the oath within thirty days he shall be deemed to have declined to serve, and his place shall be filled by the court appointing another person to fill the vacancy. The said appointment may be made at a regular, special or adjourned term of said court. The assessors shall hold their office until the work is completed, or until they are removed by the court for any good reason, and shall receive as compensation for their services a sum to be fixed by the commissioners and approved by the court, not to exceed \$5.00 per day.

11. The assessment of benefits shall be made by the assessors in a book bound in permanent form and furnished by the district and at such a time as directed by the board of commissioners.

The assessors shall assess the benefits to be received by the several and particular tracts of land, railroads, tramroads and other real property within the district by reason of the improvement. All lands embraced in said district shall be entered upon said book in convenient subdivision, as surveyed by the United States, and appearing upon the assessment books in force at the time in said county in appropriate columns, showing: (1) Name of the owner; (2) subdivision of land; (3) number of acres; (4) present assessed value; (5) assessed benefits per acre; (6) assessed benefits to each tract; and, if it be a railroad, or tramroad, the name of the owner thereof, the supposed mileage in said district, the present assessed value of said railroad and other property belonging to said company, and the amount of assessed benefits per mile, and the total amount of the benefits assessed against said railroad or tramroad, and no error in the name of owner, or description of property shall invalidate said assessment, if sufficient description is given to identify same, and any

error or mistake in making said assessment may be corrected at the hearing hereinafter provided for.

12. The assessors shall also assess the damages accruing to any owner of real property, if any, in the same book in which the assessment of benefits is made, and said damages may be paid out of the funds of the district, or by a reduction in the assessment of benefits in proportion to the amount of the damages sustained by reason of right-of-way taken, or other damage sustained.

13. As soon as the assessors have completed the work of assessment for the district, they shall ~~certify to same and deliver~~ it to the board of commissioners. The commissioners shall immediately file same in the office of the clerk of the court and the clerk of said court shall give public notice by two consecutive insertions in a publication having a general circulation in said county. Said notice shall give a description of all lands embraced in said district in the largest subdivision practicable and shall state that said assessment of benefits and damages has been filed in said office and shall call upon any person, firm or corporation aggrieved by reason of any assessment to appear before the court on some date to be fixed by the court not less than five days after the last insertion therein, for the purpose of having any errors adjusted or wrongful or grievous assessment corrected and all grievances or objections to said assessment shall be presented to said court in writing. Any person who is damaged by reason of said improvement may appear before said court at the same time, for the purpose of having the assessment of damages adjusted.

The court shall hear and determine the justness of any assessment of benefits, or damages, and is hereby authorized to equalize, lower or raise any assessment upon a proper showing to the court.

14. At the hearing provided for in the preceding section and after the court shall have considered the assessment of benefits, it shall enter its findings thereon, either confirming the assessment of benefits against said property, increasing or diminishing same, and the order made by the court shall have all the force and effect of a judgment against all real property in said district, and it shall be deemed final, conclusive, binding and incontestable except by direct attack on appeal.

Any owner of real property within the district may appeal from the judgment fixing the assessment of benefits or damages within ten days by filing an affidavit for appeal and stating therein the special matter appealed from, but such appeal shall affect only the particular tract of land or other real property concern-

ing which said appeal is taken, and on appeal only the special matters set up in said affidavit shall be considered by the circuit court.

If no appeal is taken within the time such judgment shall be deemed final, conclusive and binding upon all real property in the district, and the owners thereof, and said assessment of benefits shall not be subject to collateral attack.

The board of commissioners on behalf of the district, or any owner of real property therein may likewise appeal from any order of the court refusing to enter such judgment, and said court may be compelled by mandamus to enter such judgment.

15. Whenever the commissioners find that other land not embraced within the boundaries of the district are benefited by reason of the improvement made, or about to be made, they shall instruct the assessors herein provided for to assess the benefits accruing to such lands by reason of the improvement, and shall file a special report in the court setting up the lands so benefited together with assessment of benefits made by the assessors for the district.

Thereupon, the court shall set a date for a hearing upon said special report and assessment of benefits, and direct that public notice by two consecutive insertions in a publication having general weekly circulation in said county be given, and said notice shall call upon the adjoining land-owners affected by said special report to appear and show cause why the boundaries of the district should not be extended so as to include the property so assessed, and to make any objections they may have to the assessment of the benefits so made.

At the hearing which shall not be held earlier than five days after the last insertion of said notice, the court shall investigate as to whether the land beyond the boundaries of the district are really benefited by reason of the improvement, and if it finds that said lands are benefited, the boundaries of the district will be so extended as to embrace the land so benefited and the court at the same time shall also consider the assessment of benefits so made on said land and enter its findings thereon in accordance with section 12 of this act.

16. If the commissioners find it necessary and to the best interest of the district at any time before the improvements are made, to make any alteration or change the plans and specifications, or the route of the road to be constructed, or that it is necessary to construct any additional laterals or extensions within the boundaries of the district not provided for in the original plans, or find that any road or roads in the course of construction shall be extended in the additional territory not included in the

original district, they shall have the engineer for said district or the State highway engineer, as the case may be, to make plans and estimates of the cost of such changes, laterals or extensions.

When the engineer has completed his report of same he shall file with the board of commissioners, and the commissioners of said district shall file same in the office of the clerk of the court. Thereupon the court shall direct the clerk to give public notice that such report has been filed and set out the changes suggested, and calling upon the land-owners to appear in that court and show cause for or against said ~~changes in the plans, route or the~~ construction of any lateral or extension as the case may be at a date not earlier than five days after said public notice shall have been given in a newspaper having a general weekly circulation for two consecutive insertions.

If the court finds at the hearing above provided for that it is to the best interest of the district to make any change or alteration, or construct any lateral road or to extend any road into adjoining territory, or to extend the boundaries of the district so as to include adjoining territory it shall make an order extending the boundaries of the district approving the changes submitted or the construction of any lateral road or extension as the case may be, and from the finding of the court thereupon appeals may be taken by complying with section 14 of this act.

17. Whenever the commissioners or any owners of real property finds that by reason of any change of plans or alteration thereof, or by the construction of any lateral roads or extension into adjoining territory that the assessment of benefits previously made on any land has become inequitable by reason of said change they may petition the court to equalize, lower or raise the said assessment, and when such petition is filed it shall be the duty of the court to instruct the assessors for said district to reassess the benefits upon the lands or other real property of those complaining after such changes have been made or lateral roads constructed or extensions made and said assessment shall be approved by the court, or increased or diminished, and as reassessed shall be final and binding on the property, but when such an assessment is made in accordance with this section if the district has issued bonds or other negotiable evidences of indebtedness the total amount of the assessed benefits in the district shall not be diminished.

From such assessment appeal may be taken as herein provided by section 14, but any appeal taken shall affect only the particular tract of land concerning which said appeal was taken.

18. The board of commissioners may not oftener than once a year order a reassessment of the benefits, which shall be made, advertised, revived and confirmed as in the case of the original assessment and with like effect; but if the district shall have issued interest-bearing evidence of the debt, the total amount of the assessed benefits shall never be diminished.

19. The court shall, at the same time that the assessment of benefits is filed by the commissioners for said district, enter upon its record an order which shall have all of the force and effect of a judgment, providing that there shall be collected from the real property in the district such portion of the assessment shall be sufficient to pay the estimated cost of the improvement with ten per cent added for unforeseen contingencies, which assessment is to be paid by the real property of the district in proportion to the amount of the assessment of benefits thereon, and which is to be paid in annual installments, payable not to exceed twenty per cent for any one year, as provided in such order.

The assessment so levied shall be a lien upon all of the real property in the district from the time same is levied by the court, and shall be entitled to preference over all demands, executions, incumbrances or liens whatsoever created, and shall continue until such assessment with penalty and cost that may accrue thereon have been paid.

The remedy against such assessment and levy shall be by appeal, which may be taken as provided in section 15 of this act, and on appeal the presumption will be in favor of the legality of the tax. Any owner of real property within the district may by mandamus compel a compliance by the court with the terms of this section.

20. It shall be provided by resolution of the board of commissioners that the local assessment of benefits shall be paid in successive annual installments, so that no local assessment shall in any one year exceed twenty per cent of the benefits assessed against said real property. The resolution of the commissioners shall be made for the whole period during which the assessments are to be collected, and they shall transmit to the county tax assessor a copy of this resolution before September first each year. The resolution shall state the per cent of the benefits to be extended on the county tax books, and collected by the collector each year along with the other taxes.

When the resolution is filed with the assessor he shall extend the amount of assessments for benefits provided for in said resolution of the board, along with the taxes to be extended, and shall receive as compensation for his services an amount equal

to that received for similar services performed for the county, and said amount shall be paid out of the fund of said road improvement district.

In paying the assessments provided for herein, or any cost, or penalty thereon, as between grantor and grantee, all payments not due at the time of the transfer, shall be payable by the grantee.

21. The collector of the county shall receive a commission of one per cent for his services in making such collections and the same shall be paid over to the treasurer of said county or depository ~~where there is no treasurer every thirty days as collected~~. If any collector shall fail to collect the road improvement assessments along with the taxes he shall be subject to a penalty of one hundred dollars for each instance in which he shall collect (from) an individual the county taxes and omit the road improvement assessments, unless the road improvement assessment has been enjoined by a court of competent jurisdiction, and the tax assessor shall be subjected to a like penalty to be deducted by the court out of the fees due the assessor for each case in which he shall fail to enter the road improvement assessment on the tax books, as herein provided.

22. The county treasurer, or depository where there is no treasurer, shall be allowed a commission not exceeding one-half of one per cent upon all sums lawfully paid out to be fixed by the board of commissioners and approved by the court, but he shall receive a commission only upon the money collected by the county collector and for the special assessment herein provided for and not a commission upon the proceeds of the sale of bonds. The treasurer or depository shall pay out no money save upon an order of the board and upon a warrant signed by the president and secretary of the board of commissioners. Every warrant so paid out shall state upon its face to whom paid, the amount of same and the purpose for which same was issued. All warrants shall be dated and numbered consecutively in a record to be kept by the board of commissioners of the number and amount of each warrant so issued, and no warrant shall be paid by the treasurer or depository unless there is in hand sufficient funds to pay all outstanding warrants bearing lower number. No warrant shall be issued by reason of any depreciation in the market value thereof, if any, nor shall any contract or warrant be made payable in anything but money.

23. When the commissioners receive the proceeds from the sale of bonds they may deposit the funds received therefrom in a solvent bank which will pay interest thereon at not less than three per cent per annum. Said bank shall give a good bond in

an amount equal to one and one-third as much as the amount of the funds to be handled, with sufficient security conditioned that said funds shall be safely kept and paid out in accordance with law, but, before depositing such funds in said bank the board of commissioners shall report the selection of said bank as depository to the court and the selection shall be approved in writing by the court, as also the bond made by said bank, and said order shall be duly entered on the records of the court.

If the commissioners deem it best they may also deposit all funds received in said depository from the collection of assessments, sale of bonds, or otherwise, and when said funds are so deposited the treasurer shall receive no commission.

Warrants may be drawn on such bank and all warrants so drawn shall be signed by the president and secretary of the board of commissioners, or some one duly authorized by said board by proper resolution.

24. If the assessments first levied shall prove insufficient to complete the improvement, the board shall report the amount of deficiency to the court, and the court thereupon shall make another levy on the property previously assessed for a sum sufficient to complete the improvement, which shall be collected in the same manner as the first levy; provided, that when any work has been under the provisions of this act, and the first levy so made by the court is sufficient to complete the work, it shall then be the duty of the court to make such a levy for its completion from year to year until it is completed; provided, however, that the total levy shall in no case exceed the value of the benefits assessed on said property. Any board of commissioners or persons interested may enforce the performance of such duties by mandamus.

25. If the assessment of the district as certified to by the tax assessor to the collector shall not be paid by the time fixed by law for the payment of county taxes, a penalty of twenty-five per cent shall attach for such delinquency and the board of commissioners shall institute proceedings in the circuit court for said county to enforce the collection of said delinquency, and said court shall give judgment against said lands and the real property for the amount of such assessments and said penalty of twenty-five per cent and the interest on the same for the expiration of the time for the payment of same to the collector at the rate of six per cent per annum and for all cost of said proceedings. Such judgment shall provide for the sale of said delinquent lands for cash by a commissioner of the court after advertisement, as hereinafter set forth. Said proceedings and judgment shall be in the nature of a proceeding in rem, and it shall be

immaterial that the ownership of said lands be incorrectly alleged in said proceedings; and said judgment shall be enforced wholly against the lands and not against any other property of said defendant. All or any part of said delinquent lands or real property within the district may be included in one suit instituted for the collection of said delinquent assessments, penalty and cost, as aforesaid, and notice of the pendency of each suit shall be given by publication weekly for two consecutive weeks before judgment is entered for the sale of said lands in some newspaper in said county having a general circulation therein.

Said notice may be in the following form:

NOTICE.

Road Improvement District No. of County
vs.

Delinquent Lands in Said District.

All persons, firms or corporations having or claiming any interest in any of the following described lands or real property, are hereby notified that an action is pending in the circuit court of county, Alabama, to enforce the collection of certain road improvement assessments on the sub-joined list of lands and real property, each supposed owner's name having been set opposite his, her or its property, together with the total amount severally due from each; to-wit:

(Then shall follow a list of the supposed owners with a descriptive list of said delinquent lands and the amount due thereon, respectively, as aforesaid.)

Such notice may then continue in the following form:

All persons, firms or corporations interested in said property are hereby notified that they are required by law to appear within four weeks and make defense to said suits or the same will be taken for confessed and final judgment will be entered directing the sale of said lands for the purpose of collecting said taxes, together with all of the interest, penalties and cost allowed by law.

.....
Clerk of Circuit Court.

The complaint above referred to need not allege minor details of organization of the district, or the manner of making or levying the assessments or benefits, but may allege generally the organization of said district, and that the taxes sought to be foreclosed in past due and unpaid.

26. At the first regular or adjourned term of the circuit court after said notice shall have been published for three con-

secutive weeks and not earlier than five days after the last insertion of said notice shall suit stand for trial, unless a continuance is granted to a delinquent for some good cause shown, in the discretion of the court, and such continuance shall not affect the court's duty to proceed with the delinquents as to whom no continuance was granted, and in all cases where said notice has been published as aforesaid, and no answer filed, or where answer is filed and the cause decided for the plaintiff, the circuit court by its decree shall grant the relief prayed for in the complaint, and shall tax as part of the cost a reasonable attorney's fee for the plaintiff, and shall direct said commissioner to sell the land described in the complaint at the front door of the county courthouse to the highest and best bidder for cash in land, after having first advertised such sale (such advertisement shall include all lands embraced in said decree) for two weeks consecutively in some newspaper published in said county, and if all lands be not sold on the day as advertised, such sale shall be continued from day to day until completed and said commissioner shall by proper deed convey to the purchaser as against all others whomsoever.

The commissioner conducting such sale shall be allowed a reasonable fee, to be fixed by circuit court, which shall be taxed as costs in the case. The commissioner shall keep an accurate list of all lands sold, and shall account to the board of commissioners for all money derived from the sale of delinquent lands.

27. Said suit shall be conducted in the name of the road improvement district and in accordance with the practice and procedure of the circuit court of this State, except as herein otherwise provided; and said suit may be disposed of on oral testimony as in ordinary suits at law, and this act shall be liberally construed to give to said assessment and assessment list the effect of bona fide mortgages for a valuable consideration, and a first lien upon said lands and real property as against all persons, firms or corporations having an interest therein; provided, that no informality or irregularity in holding any meeting provided for herein or in any description, valuation, or assessment of the property, or in the name of the owner, number of acres, or manner of assessment shall be valid defense to such action.

Provided, that in any case where the property is offered for sale by the commissioner herein provided, and the sum of the taxes due, together with the interest, cost and penalty, is not bid for the same, the commissioner shall bid the same off in the name of the road improvement district, bidding therefor the whole amount due, as aforesaid, and shall execute his deed therefor, as in other cases under this act conveying said property to said road improvement district and all deeds when duly executed in con-

formity with the provisions of this act and recorded shall be as evidence in all cases showing an indefeasible title in such purchaser, unassailable either at law or in equity; provided, that any time within three years after the rendition of said final decree by the circuit court herein provided for, the owner of the property may file his petition in said court alleging the payment of the assessment for the year for which said lands were sold, and upon the establishment of that fact, the court shall vacate and set aside the decree, as to that particular property; and, provided, further, that any owner of real property shall have the same right to redeem any and all property sold at such sale within one year thereafter.

28. The board of commissioners are hereby empowered and authorized to issue bonds or negotiable evidences of debt for the purpose of securing money with which to carry out and perfect the work of improvement. No bonds issued under the provisions of this act shall run for more than thirty years, and all issues may be divided so that a portion thereof may mature each year as the assessments are collected, and they may be all payable at the same time with proper provisions for a sinking fund.

That for the payment of both the principal and interest of the bonds to be issued under the provisions of the act, real estate subject to taxation is by this act pledged and mortgaged, and the board of commissioners are hereby required to set aside from the first revenue collected as provided for in this act, a sufficient amount to pay the interest on said bonds, and the said board of commissioners shall make due provisions for the payment of the principal thereof as same shall become due.

29. The board of commissioners shall have, and they are hereby vested with power and authority, and it is hereby made their duty to build, construct and repair such roads, as may be deemed necessary to carry out the improvement contemplated, and in doing so shall expend such sums of money authorized to be levied and collected under the terms of this act, and all roads built and constructed under the authority of this act shall be public roads, and after their completion and acceptance by the court shall become a part of the general highways of the county, and for the purpose of maintaining the said roads, or assisting in their construction, the court shall supplement the revenues raised under the provisions in this act by allowing to said district an equitable portion of the road funds available in said county.

Provided, however, when a majority in acreage, number of land-owners, or in land value within a district shall petition the court for an order authorizing the commissioners to issue additional bonds for the purpose of maintaining roads in said road

improvement district, it shall be lawful for the board to issue bonds for the purpose of providing funds immediately for said purpose, but no bonds issued for said purpose shall run for a period to exceed fifteen years, nor shall any issue exceed twenty per centum of the assessed value of the real property in a district at the time of said issue, but before any additional bond issue is authorized a date shall be fixed by the court for a hearing on said petition, and public notice given thereof, as provided by sections 1 and 2 of this act, and the sufficiency of said petition shall be determined in a like manner, and when an additional bond issue for the purpose of maintaining the roads in said district is authorized, if the county court finds that the assessment of benefits in force at the time is unequal or that it should be equalized or adjusted the court shall order a re-assessment of benefits, which shall be made, advertised, and confirmed in the manner provided by sections 9 to 14, inclusive, of this act, and with like effect; provided, however, if bonds or other interest-bearing evidences of indebtedness is outstanding at the time, the total of the assessment of benefits shall not be lowered, nor shall the additional issue of bonds, or the collection of any tax therefor in any manner interfere with the collection of the tax for the payment of the bonds issued prior to that time.

30. The board of commissioners are hereby authorized to advertise for proposals for doing work to be let by contract, and they are hereby directed to advertise for bids on all contracts that will call for an expenditure of exceeding one thousand (\$1,000.00) dollars. The board may accept or reject any proposal as they see fit.

All contractors shall be required to give bond for the faithful performance of such contracts as may be awarded to them with good and sufficient security in an amount to be fixed by the board of commissioners, and said bond shall contain an additional obligation that such contractor, or contractors, shall promptly make payment to all persons supplying him, or them, labor and materials in the prosecution of work provided for in such contract.

If any contract is let to the contractor for the construction of a road, or any part thereof, the amount of work done by the contractor shall be estimated from time to time by a competent engineer, and not more than eighty-five per cent of the amount due the contractor shall be paid until it appears to the commissioners that the work has been completed according to contract, and that all material therein has been paid for.

Suit may be brought by and in the name of the district upon the bond given to the board. Any person, individual or corporation supplying labor and material shall have a right of action,

and shall be authorized to bring suit in the name of the district for his, their, or its use and benefit against said contractor and surety, and to prosecute same to final judgment and execution, but such action and its prosecution shall involve the district in no expense whatsoever.

When it appears to the board of commissioners that the contractor is not paying for labor and material they may withhold, in addition to the above fifteen per cent, any and all amounts due said contractor until the labor and material has been paid for, or, if they deem it best they may, upon proper notice to the contractor, pay out to laborers and material men such funds as are on hand to the credit of the contractor. All amounts so held by the district for the payment of any just labor or materialmen's claims shall be regarded trust funds in all courts of law and equity.

Any attempt by any person, firm or corporation, directly or indirectly, by word or act, to prevent full and free competition in bidding on any contract shall be deemed a contempt of court, and the person so offending shall be dealt with accordingly, either upon the court's own motion, or upon affidavit filed stating facts; and if any person loan, give, or offer to loan or give, directly or indirectly any money, or any other thing of value to any member of the court, clerk, commissioners, engineer, contractor, bidder, or any other person, or any person in the employ of any of said persons, for the purpose of preventing full, free and unrestricted competition in the bidding, or awarding any contract for work, for the sale or purchase of bonds, or securing employment in any position in connection with said district, such person, or persons, shall be guilty of a felony, and upon conviction thereof shall be punished by confinement in the penitentiary for a period of not less than one nor more than five years.

31. The board of commissioners may, if deemed to the best interest of this district, purchase material and implements necessary to carry on the work of improvement and employ all necessary agents therefor, and fix their pay, but the work of improvement shall be done under the direction and supervision of the State highway engineer, or any other competent engineer, as the case may be.

32. The board of commissioners shall cause the assessment to be made, and to be levied and collected, so long as it shall be necessary to pay any bonds issued or obligations contracted under authority, and the making of said assessment, or levy, may be enforced by mandamus. If any bond, or interest coupon of any bond or other negotiable evidence of debt issued by said board of commissioners is not paid within thirty days

after the maturity, it shall be the duty of any circuit court having jurisdiction in said county, upon application of any holder of such bond or interest coupon so overdue to appoint a receiver to collect the assessments aforesaid, and an assessor who shall make an assessment of said property, and the proceeds of such assessment and collection shall be applied after the payment of the cost, first to the overdue interest, and then to the payment pro rate of all bonds issued by the said board of commissioners which are then due and payable; and the said receiver may be directed by suit to foreclose the lien of said assessment on said property, and any suit so brought by the receiver shall be conducted in all matters as a suit by commissioners herein provided for, and with like effect, and the decrees and deeds therein shall have the same presumption in favor of their legality; provided, however, that when all such sums have been paid, the receiver shall be discharged and affairs conducted by the board of commissioners.

33. Annually during the month of September, the board of commissioners for said district shall file with the clerk of the court, a settlement showing the collection made and moneys received from all sources whatsoever, the amount paid out, with proper vouchers for such payments and such settlement shall lie over for one month from the date of filing for examination and adjustment.

The court shall proceed to examine such settlement at its first regular, special or adjourned term, after the expiration of one month from the date of said filing, and shall disallow all unjust charges and credits, if there be, and readjust said settlement whenever an improper item appears in said settlement and such adjustment may be finally subject to a re-examination in a court of equity for error, mistake, or fraud upon suit brought by the board of commissioners, or by any taxpayer of such district.

All settlements when finally approved shall be indexed by the clerk of the court and filed away as public documents.

34. The commissioners or assessors shall not be liable to any one for mistakes, errors or judgment or negligence, but only for wilful misconduct in the discharge of their duties.

35. It shall be unlawful for the board of commissioners of any district formed under authority of this act or any officer, agent, or employee thereof to corruptly use, dispose of in any manner any bond or money arising from the sale thereof, or any fund of such district, and any commissioners, employees, agent, whomsoever violating the provisions of this act, as herein enumerated, shall be guilty of a felony and punished by imprisonment in the State penitentiary not less than one nor more than five years.

That every member of such board of commissioners who shall fail to make the settlement as required by the terms of this act shall be guilty of a misdemeanor, and upon conviction thereof, shall be fined in any sum not to exceed five hundred (\$500.00) dollars, and in addition thereto may be imprisoned for a period not to exceed sixty (60) days.

36. That it shall be the duty of the board of commissioners and the court in changing the route of any road to enter upon and lay out said road over any lands in any road improvement district in accordance with the provisions, and nothing in this act shall be construed to divest the court of its exclusive jurisdiction to determine any matter relating to county roads over which the said court has such exclusive jurisdiction under the Constitution and the laws of the State.

37. If any owner of real property in said district demands the assessment of damages to his property by reason of the improvement by a jury, the board of commissioners shall institute an action in the circuit court for the condemnation of said lands, which action shall be in accordance with the proceedings for the condemnation of the rights-of-way for railways, telegraphs and telephone companies with the right of paying into the court a sum to be fixed by the court, and then proceeding with the work before the assessment of said damages by a jury. Where there is more than one claimant for damages, such actions shall be consolidated if practicable, and one jury shall assess the damages accruing to all.

38. If for any reason, or cause, the improvement shall not be made, all amounts borrowed, and all expenses and costs accrued shall be a charge against the real property in the district, including railroads and tramroads, and said amount shall be raised and paid by assessment in the manner herein provided, and the district shall not be abandoned until all expenses heretofore accrued in the establishment of same, together with such other expenses as may hereafter accrue, has been paid.

39. No appeal shall delay the proceeding for carrying out the improvement herein contemplated, and when an appeal is taken said appeal shall affect only the particular land or other real property owned by the person appealing, and if upon the determination of said appeal the party so appealing shall be unsuccessful, then all court cost and necessary expenses of said appeal shall be paid by him.

40. That the court shall be open at all times for the purpose of making an order or entering any judgment necessary for carrying forward the work of improvement contemplated by this act. To that end the court may at any regular, special or ad-

journed term, make any and all orders and judgments when called upon by the board of commissioners, and said orders and judgments shall have the same force and effect as if entered at a regular term of said court.

Any owner of real property, or the board of commissioners, may appeal from the orders and judgments of the court within ten days after it is entered by filing an affidavit for appeal to the circuit court, and stating therein the special grounds on which said appeal is taken, and unless said affidavit is so filed within said time all of the orders and judgments so entered shall be final, binding and conclusive, and shall not be subject to collateral attack, but only on direct attack by appeal taken within said time.

If the court fails or refuses to make any necessary orders or judgments when called upon by the board of commissioners, or any officer of said district, the court may by mandamus be required to enter said order or judgment. To this end the circuit court having jurisdiction is hereby vested with authority to hear and determine any mandamus, injunction, or other legal proceedings relative to said district, in vacation, and the ruling made by the circuit judge in vacation shall have the same force and effect as if made in term time, and shall not be questioned thereafter, either in law or equity; provided, however, any landowner or the board of commissioners may appeal from said order or ruling to the Supreme Court of Alabama upon the terms and conditions now prescribed by law.

Upon application to the Supreme Court all cases affecting any district shall be advanced as of public interest for the determination by that tribunal, and to this end the chief justice of the Supreme Court, or in his absence the next justice in rank, may make any order in vacation necessary for a prompt submission of the issues involved.

41. No injunction or process shall issue to stay the work on any road, or the collection of any tax hereunder, or the paying out of funds for just debts of the district, unless the party applying therefor shall first enter into bond with good and sufficient security, to be approved by the court or judge granting same, and payable to the board of commissioners for the benefit of said district in double the amount already expended on the establishment of the district and outstanding contracts, said bond to be conditioned for the payment of such amount, if said injunction is wrongfully granted, nor shall any injunction be granted except on ten days' written notice to the president of the board of commissioners, which notice shall state the time and place of the intended application for said injunction. Any injunction is-

sued by any court, unless the foregoing terms have been complied with shall be void.

42. That the word court as herein used unless otherwise specified in that connection shall be taken to mean the court of county commissioners or board of revenue and road commissioners or such body by whatever name called supplying the place of the court of county commissioners.

43. Persons having improvements listed on the county tax rolls at one hundred (\$100.00) dollars or more on lands held under leases extending for twenty years or more shall be considered as land-owners for the purposes of this act.

44. This act shall take effect upon its passage, but no bonds shall be issued until an election in the road district shall have been held approving such issues the same to be called and held as other elections for bond issues, if such election is necessary; but if, before said bond issue is sought it should be held by the Supreme Court of this State, that there is no constitutional objection to the issuance of such bonds without such election, such bonds may then be issued without such election.

45. Should it transpire that it would be to the advantage of any district or districts to aid in the construction of a road or bridge or bridges in territory outside of such district or districts as for example, across the marshes and waters lying between the highlands in Mobile and Baldwin counties, such district or districts, may levy and collect an assessment in excess of the amount necessary for the roads in such district or districts for the purpose of aiding in the construction and maintenance of such road or bridge or bridges outside of such district or districts, if approved by the majority in land value, acreage or number within such district or districts.

46. The purpose of this act is to promote the building of good roads and should any section thereof be declared invalid, but without such section or sections sufficient remain to accomplish such purpose, such remaining portion shall continue in force.

47. The bonds and coupons issued under and by authority of this act shall be exempt from all State, county or municipal taxation or assessment, direct or indirect, general or special, whether imposed for purposes of general revenue or otherwise, and the interest thereon shall not be subject to taxation as for income, nor shall said bonds and coupons be subject to taxation when constituting a part of the surplus of any bank, trust company, or other corporation, but when constituting a part of such surplus, shall be deducted from the total assets, in order to ascertain the taxable value of such shares.

Yeas, 58 ; nays, 2.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hawkins	Oliver
Adams	Cliett	Holmes (Baldwin)	Parker
Alexander	Cobbs	Ingram	Peters
Allen	Crump	Jones (Escambia)	Pittman
Andrews	Dansby	Jones (Marengo)	Preston
Arnold	Dickson	Jones (Montgomery)	Robertson
Baker	Edwards (Dallas)	Lee (Perry)	Ross
Benners	Edwards (Pike)	Long (Sumter)	Seale
Blunt	Ellis (Elmore)	Longshore	Shaw
Bracken	Graham (Autauga)	Lynne	Sparks
Brindley	Graham (Clarke)	Matthews (Wilcox)	Stoddard
Burks	Guy	Milford	Tompkins
Calvert	Hall (Marion)	Murphree	Truss
Carnley	Hale	McLeod	Van de Graff
Christian	Hare		

—58

Nays:

Messrs:

Salter	Simpson
--------	---------

—2

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bill, and returns same herewith to the House:

H. 842. To encourage the manufacture of air nitrates in the State of Alabama, by exempting from taxation the plants, products and other property of any person, firm or corporation acquiring either by lease or purchase, any factory or plant already built in this State for the production and manufacture of atmospheric nitrogen.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in the House amendment to the bill:

S. 711. To amend sections 23, 24, 28, 29 and 33 of an act entitled, "An act providing for the registration, licensing, identification and regulation of motor vehicles operated upon the public highways of this State; and fixing liability for persons riding therein, and providing penalties and punishments for violations of the provisions of said act, approved April 22nd, 1911.

Also:

S. 320. To designate the persons who are authorized to purchase, have shipped from outside of the State, receive, accept

delivery of, possess and use wines for sacramental or religious purposes; and to prescribe the procedure for procuring and having the same shipped from outside of the State.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

~~The Senate has concurred in the House amendment to the bill:~~

S. 657. To provide for the appointment of reputy registers and deputy clerks for circuit courts in judicial circuits composed of one county having two or more judges, and to prescribe the duties and fix the compensation and salary of such deputies.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and as amended has passed the following House bill:

H. 767. To establish and create the Alabama horticultural society for the promotion and development of fruit growing within the State of Alabama and to define its powers and duties.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Jones of Montgomery, the House concurred in and adopted the Senate amendment to the bill, H. 767, the amendment being as follows:

Amend House bill 767 to read as follows:

A BILL

To be entitled an act to appropriate five thousand (\$5,000.00) dollars annually to the Alabama State horticultural society for the promotion of horticulture within the State of Alabama.

Whereas, the fruit-growing opportunities of Alabama are favorable and varied and should be a great source of treasury revenue and general income, and

Whereas, through failure to foster such industry Alabama is losing vast taxable assets, and being outstripped by States which have State financed horticultural societies; therefore,

Be it enacted by the Legislature of Alabama:

Section 1. That the sum of five thousand (\$5,000.00) dollars is hereby appropriated, annually, out of the State treasury from moneys not otherwise appropriated until such time as the revenues apportioned to the Alabama State horticultural society and arising from an act to regulate the manufacture, sale and shipment of insecticide and fungicide shall return to said State horticultural society an annual income of five thousand dollars. After which time the appropriation made by this section and act shall automatically cease. During the period that the appropriation made by this section and act is in effect upon requisition of the governor made at his discretion; the State auditor is hereby directed to draw his warrant upon the State treasurer in favor of the treasurer of the Alabama State horticultural society for any sum not in excess of the amount appropriated by this act.

Section 2. The five thousand dollars so appropriated shall be used to unite the fruit growers of the State, provide meetings for the exchange of ideas of value, to publish in annual form a record of such meetings, to assemble and display horticultural products for educational purposes and the advertisement of State advantages to act as a medium of distribution of scientific knowledge acquired by experiment stations and other co-operative agencies, to encourage better methods in production, handling and marketing of horticultural products, together with such other action as in the judgment of its directors will promote horticultural development.

Section 3. All moneys received by the society, whether by appropriation, donation, or otherwise, shall be made payable to the secretary-treasurer and by him be duly accounted for; all expenditures shall be covered by itemized and properly receipted vouchers and shall be audited, and annual reports of the operations of the society, setting out in detail the receipts and disbursements, shall be made to the governor. The secretary-treasurer shall, for the faithful performance of his duties enter into bond in the sum of two thousand dollars (\$2,000) payable to the State of Alabama, such bond to be furnished by a bonding or trust company, acceptable to and approved by the governor.

Section 4. That all laws or parts of laws in conflict with this act be and the same are hereby repealed.

Section 5. That this act shall take effect immediately upon its passage and approval by the governor.

Yeas, 64; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Clayton	Ingram	Orr
Adams	Cliett	Jones (Escambia)	Parker
Alexander	Cobbs	Jones (Marengo)	Pittman
Allen	Dansby	Jones (Montgomery)	Preston
Andrews	Dickson	Johnson	Reynolds
Arnold	Edwards (Dallas)	Lee (Perry)	Ross
Baker	Ellis (Elmore)	Lewis	Seale
Barganier	Graham (Autauga)	Long (Sumter)	Shaw
~~Benners~~	Graham (Clarke)	Longshore	Sherrod
Blunt	Guy	Lynne	Smith
Bracken	Hall (Henry)	Matthews (Wilcox)	Stoddard
Brindley	Hall (Marion)	Milford	Tompkins
Burks	Hale	Moorer	Trammell
Calvert	Hare	McLeod	Van de Graff
Carnley	Hawkins	Oakley	Williams
Christian	Holmes (Baldwin)	Oliver	Woodard

—64

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has reconsidered the vote by which it passed the bill:

H. 1037. To provide for the sale of the printed and bound volumes of the reports of the decisions of the Court of Appeals of Alabama.

And the Senate has amended as therein shown, and, as amended, has again passed the bill:

H. 1037. To provide for the sale of the printed and bound volumes of the reports of the decisions of the Court of Appeals of Alabama.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SIGNING OF BILLS.

On motion of Mr. Lynne, the House concurred in and adopted the Senate amendment to the bill, H. 1037, said Senate amendment being as follows:

Amend the title of the bill by placing a semicolon at the end thereof and adding the following: "also to authorize the purchase and distribution of Compiled Amendments to the Constitution of Alabama, and making an appropriation therefor."

Also amend the bill by adding thereto section 1½ as follows:

Section 1½. That the secretary of State be and he is hereby authorized to purchase seven hundred copies of Amendments to

the Constitution of Alabama of 1901, Compiled and Annotated, at a price not exceeding fifty cents a copy; and shall distribute the same, as the acts of the Legislature are distributed, to the executive, legislative and judicial officers of the State, to the executives of each of the states of the Union, to each circuit judge and circuit solicitor, each probate judge and county solicitor; the remainder to be distributed upon request to public libraries. There is hereby appropriated out of any funds not otherwise appropriated a sum sufficient for the purchase above authorized.

Yeas, 66; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cliett	Ingram	Parker
Adams	Cobbs	Jones (Escambia)	Peters
Alexander	Crump	Jones (Marengo)	Pittman
Allen	Dansby	Jones (Montgomery)	Reynolds
Andrews	Dickson	Jordan	Robertson
Arnold	Edwards (Dallas)	Lawson	Seale
Baker	Ellis (Elmore)	Lee (Perry)	Shaw
Barganier	Gilbert	Long (Sumter)	Sherrrod
Blunt	Graham (Autauga)	Longshore	Simpson
Bracken	Graham (Clarke)	Lynne	Sparks
Brindley	Guy	Matthews (Wilcox)	Stoddard
Burks	Hall (Henry)	Milford	Tompkins
Calvert	Hall (Marion)	Moorer	Truss
Carnley	Hale	Murphree	Van de Graff
Christian	Hare	McLeod	Williams
Christopher	Hawkins	Oakley	Woodard
Clayton	Holmes (Baldwin)		

—66

BILLS ON THIRD READING.

S. 740. To amend an act to provide a stenographer for the Supreme Court reporter, to fix the salary of same and to make appropriations to pay such salary, approved April 24, 1911 (Acts 1911, p. 723).

Was read a third time at length and passed.

Yeas, 62; nays, 2.

Yeas:

Messrs:

Mr. Speaker	Christian	Graham (Autauga)	Lawson
Adams	Christopher	Graham (Clarke)	Lee (Perry)
Alexander	Clayton	Hall (Henry)	Lewis
Allen	Cliett	Hall (Marion)	Long (Sumter)
Andrews	Cobbs	Hale	Longshore
Arnold	Dansby	Hare	Lynne
Austin	Deese	Holmes (Baldwin)	Matthews (Wilcox)
Blunt	Dickson	Howle	Milford
Bracken	Edwards (Dallas)	Ingram	Murphree
Brindley	Ellis (Elmore)	Johnson	McLeod
Burks	Gilbert	Jordan	Orr

Parker	Russell	Stoddard	Waddell
Peters	Seale	Tompkins	Whorton
Pittman	Shaw	Trammell	Wilson
Reynolds	Sherrod	Van de Graff	Woodard
Ross	Sparks		

—62

*Nays:**Messrs:*

Baker

Long (Butler)

—2

S. 741. To amend section 5982, Code 1907.

Was read a third time at length and passed.

Yeas, 58; nays, 4.

*Yeas:**Messrs:*

Mr. Speaker

Adams

Alexander

Allen

Andrews

Arnold

Austin

Blunt

Bracken

Brindley

Burks

Christian

Christopher

Clayton

Cliett

Cobbs

Dansby

Deese

Dickson

Ellis (Elmore)

Graham (Autauga)

Graham (Clarke)

Hall (Marion)

Hale

Hare

Holmes (Baldwin)

Howle

Ingram

Johnson

Jordan

Lee (Perry)

Lewis

Long (Sumter)

Longshore

Lynne

Matthews (Wilcox)

Milford

Murphree

McLeod

Orr

Parker

Peters

Pittman

Reynolds

Ross

Russell

Seale

Shaw

Sherrod

Sparks

Stoddard

Tompkins

Trammell

Van de Graff

Waddell

Whorton

Wilson

Woodard

—58

*Nays:**Messrs:*

Baker

Guy

Long (Butler)

Preston

—4

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following joint resolution:

By Mr. Acker:

S. J. R. 157. Resolved by the Senate, the House concurring, That the Secretary of the Senate, Assistant Secretary of the Senate, Chief Clerk to the Secretary of the Senate, together with four other clerks to be named by the Secretary; the Clerk of the House, Assistant Clerk of the House and Reading Clerk of the House, together with five other clerks to be named by the Clerk of the House, be, and they are hereby allowed thirty days from and after the final adjournment of the present session of this Legislature, within which to check and compare the Journals and Registers of both houses.

Be it further resolved, That said Secretary of the Senate, Assistant Secretary of the Senate, Chief Clerk to the Secretary, the four clerks named by the Secretary; the Clerk of the House, Assistant Clerk of the House, Reading Clerk of the House and the five clerks named by the Clerk of the House, be and they are hereby, allowed the same per diem as they are now allowed by law for such work.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Lynne, the House concurred in and adopted S. J. R. No. 157, set out in the above and foregoing Senate message.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following joint resolution:

By Mr. McDowell:

S. J. R. 159. Be it resolved by the Senate, the House concurring, that when the acts of the Legislature of 1919, shall have been published, the secretary of State is hereby directed to send to each Senator, the Lieutenant Governor, Secretary and Assistant Secretary of the Senate, Clerk and Assistant Clerk of the House, and each Representative, two copies of said acts of 1919, together with one copy of the journal of each house.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Lynne, the House concurred in and adopted S. J. R. No. 159, set out in the above and foregoing Senate message.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following joint resolution:

By Mr. Craft:

S. J. R. 162. Be it resolved, That the Senate, and the House concurring, in that a vote of thanks be tendered to the Mobile

Register and Birmingham Age-Herald in delivering to the Senate and the House during this session of the Legislature their very great papers, which have been duly appreciated, and that copies of this resolution be transmitted to each of the above newspapers.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Blunt, the House concurred in and adopted S. J. R. No. 165, set out in the above and foregoing Senate message.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following joint resolution:

By Mr. Carmichael:

S. J. R. 156. Whereas, the Committees on Immigration and Industrial Resources, Public Buildings and Grounds, Privileges and Elections, Printing and Military were allowed one clerk to serve the five, and

Whereas, the chairmen of the committees had appointed a clerk to serve said committees, and

Whereas, said clerk was unable to serve the said committees on account of sickness from January 15th to and including February 1st, 1919, and the chairmen of said committees requested W. T. Edmondson, Jr., to serve in his stead, and

Whereas, the said W. T. Edmondson, Jr., did perform the services that would have been performed by the clerk appointed, and

Whereas, the said W. T. Edmondson, Jr., nor the clerk appointed did not receive any compensation for this service:

Now, therefore, be it resolved by the Senate, the House concurring, That the said W. T. Edmondson, Jr., be paid the same per diem that the clerk appointed would have received for said services had he been present and performed said service. To be paid on the certificate of the Secretary of the Senate as provided for payment of per diem to committee clerks.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The House concurred in and adopted S. J. R. 156, set out in the above and foregoing Senate message.

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate has adopted the following Joint resolution :

By Mr. Phillips :

S. J. R. 161. Whereas, numerous amendments to the Constitution of Alabama of 1901 have been proposed to this Legislature, as well as to each Legislature subsequent to the adoption of the Constitution, for submission to the people of the State, many of which amendments have been voted upon and ratified by the people; and

Whereas, such amendments have been and are proposed by individuals who have in mind but a single object, without regard to the Constitution as a whole, and have been acted upon by the various legislatures without reference to their effect upon the instrument as a whole or upon its various provisions:

Now, therefore, in order that the organic law of the State, as expressed in the sacred covenant of its people, be clear and unambiguous in its terms; that all possible conflicts therein may be reconciled; that the valuable rights assured thereunder may be preserved; and that the changes made necessary therein by the progress of the times may be wrought with intelligence and conservatism:

Be it resolved by the Senate of Alabama, the House concurring, That the governor of Alabama be and he is hereby authorized and requested to form a constitutional commission whose function shall be to give careful consideration to the Constitution and the amendments thereto, with the view to determining the existence or not of conflicting provisions and the necessity for changing the Constitution in any respect, which commission shall report the result of its investigations to the next session of the Legislature and shall submit such amendments as it may deem necessary to harmonize the Constitution in its present status and to meet changed conditions.

Said commission shall consist of seven members, of which the governor shall be chairman, the associate members of the commission shall be named by the governor, one or more of whom shall be selected from the Supreme Court of Alabama. This Commission shall serve without compensation.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The resolution set out in the above and foregoing Senate message was read at length and referred to the Standing Committee on Rules.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has originated and adopted the following joint resolution:

By Mr. Brown:

S. J. R. 144. Whereas, the Alabama Branch of the National Congress of Mothers has passed a resolution requesting the Alabama Legislature to enact a law making what is commonly known as "hazing," in the institutions of learning, supported wholly or in part by public funds, a misdemeanor, and also to ~~abolish what~~ is commonly known as the "Green Cap System" for Freshmen, which resolutions ~~have been endorsed by the City Federation of Woman's Clubs of Montgomery, and~~

Whereas, the National Government has seen fit to restrict and prohibit such practices in the schools at West Point and Annapolis, therefore,

Be it resolved by the Senate of Alabama, the House concurring, That those in charge of said institutions of learning in Alabama are earnestly urged and directed to immediately take such steps as may be necessary to prevent such practices in the said schools as are herein mentioned and disapproved, and, in such cases as become necessary, they are directed to report to the proper authorities for investigation and prosecutions.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The Senate joint resolution, set out in the above and foregoing Senate message, was read at length and referred to the Standing Committee on Rules.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has received the accompanying message from his excellency, the governor, proposing an amendment to the bill:

S. 713. To make appropriations to the University of Alabama.

And has amended the bill by concurring in the amendment proposed by his excellency, the governor, by a vote of a majority of the whole number elected to the Senate, said vote being: Yeas, 28; nays, 0.

Said governor's message, containing the proposed amendment, being in words and figures as follows:

Gentlemen of the Senate:

I herewith return Senate bill No. 713, making appropriation to the University of Alabama, without my approval.

I shall approve the bill if it is amended as follows, namely:

Amend section 1 of Senate bill No. 713 by striking from said section 1 the words and figures "seventy-five thousand (\$75,000)" and by substituting therefor the words and figures "seventy thousand (\$70,000)."

Respectfully,
Thos. F. Kilby,
Governor.

And sends same herewith to the House for its consideration.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Dickson, the House concurred in and adopted the amendment proposed by the governor to the bill, S. 713, said amendment being set out in the above and foregoing Senate message.

Yeas, 65; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Jones (Escambia)	Peters
Adams	Crump	Jones (Marengo)	Pittman
Alexander	Dansby	Jones (Montgomery)	Preston
Allen	Dickson	Johnson	Reynolds
Andrews	Edwards (Dallas)	Lee (Perry)	Russell
Arnold	Ellis (Elmore)	Lewis	Salter
Baker	Graham (Autauga)	Long (Sumter)	Seale
Benners	Graham (Clarke)	Longshore	Shaw
Blunt	Guy	Lynne	Sparks
Bracken	Hall (Henry)	Matthews (Wilcox)	Stewart
Brindley	Hall (Marion)	Milford	Stoddard
Burks	Hale	Moorer	Tompkins
Calvert	Hare	Murphree	Trammell
Carnley	Hawkins	McLeod	Van de Graff
Christian	Holmes (Baldwin)	Oakley	Williams
Clayton	Ingram	Orr	Woodard
Cliett			

—65

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted the House joint resolution requesting the return to the House of the bill:

S. 549. To regulate costs, charges and fees in trials before the county courts and to provide for the collection thereof; to fix the salaries of judges of the county courts and to provide for their payment; to provide for clerks of the county court and to regulate their compensation.

And said bill is herewith returned to the House, pursuant to said resolution.

W. F. Miller,
Secretary.

SENATE MESSAGE.

Mr. Shaw moved to reconsider the vote by which the bill, S. 549, was passed on the last legislative day. The motion prevailed. Mr. Shaw moved to reconsider the vote by which the bill, S. 549, was ordered to a third reading. The motion prevailed.

Mr. Shaw offered the following amendment to the bill:

Amend the caption of said bill by striking out the words "to fix the salaries of the judges of the county courts and to provide for their payment."

And the amendment was adopted.

Yeas, 64; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Ingram	Orr
Adams	Crump	Jones (Escambia)	Parker
Alexander	Dansby	Jones (Marengo)	Pittman
Allen	Dickson	Jones (Montgomery)	Preston
Andrews	Edwards (Dallas)	Johnson	Reynolds
Arnold	Ellis (Elmore)	Lee (Perry)	Robertson
Baker	Graham (Autauga)	Lewis	Ross
Blunt	Graham (Clarke)	Long (Sumter)	Salter
Bracken	Guy	Longshore	Seale
Brindley	Hall (Henry)	Lynne	Shaw
Burks	Hall (Marion)	Matthews (Wilcox)	Simpson
Calvert	Hale	Milford	Stoddard
Carnley	Hardaway	Moorer	Tompkins
Christian	Hare	Murphree	Van de Graff
Clayton	Hawkins	McLeod	Williams
Cliett	Holmes (Baldwin)	Oakley	Woodard

—64

Mr. Shaw offered the following amendment to the bill:

Further amend said bill by striking out section 2 thereof and adding in lieu thereof section 2 to read as follows:

"2. This act shall not repeal an act entitled, "An act to require all the fees collected by sections 6655 and 6656 of the Code, in the county court to be paid into the county treasury; to provide a fund out of which the salaries of the judges of the county court shall be paid, and to fix the amount of such salaries," approved September 18, 1915; and shall not repeal any act, local, general or special, passed by the Legislature of 1919 to fix the salary of the judge of the county court. All other laws or parts of laws in conflict herewith are hereby expressly repealed."

And the amendment was adopted.

Yeas, 64; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Ingram	Oakley
Adams	Cliett	Jones (Escambia)	Oliver
Alexander	Cobbs	Jones (Marengo)	Orr
Allen	Crump	Jones (Montgomery)	Parker
Andrews	Dansby	Johnson	Peters
Arnold	Dickson	Lawson	Pittman
Baker	Edwards (Dallas)	Lee (Butler)	Reynolds
Barganier	Ellis (Elmore)	Lee (Perry)	Ross
Benners	Graham (Autauga)	Lewis	Salter
Blunt	Graham (Clarke)	Long (Sumter)	Seale
Bracken	Hall (Henry)	Longshore	Shaw
Brindley	Hall (Marion)	Lynne	Stoddard
Burks	Hale	Matthews (Wilcox)	Tompkins
Calvert	Hare	Milford	Van de Graff
Carnley	Hawkins	Murphree	Williams
Christian	Holmes (Baldwin)	McLeod	Woodard

—64

Mr. Shaw offered the following amendment to the bill:

Further amend said bill by striking out section 3.

And the amendment was adopted.

Yeas, 64; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christopher	Ingram	Oakley
Adams	Cliett	Jones (Escambia)	Oliver
Alexander	Cobbs	Jones (Marengo)	Orr
Allen	Crump	Jones (Montgomery)	Parker
Andrews	Dansby	Johnson	Peters
Arnold	Dickson	Lawson	Pittman
Baker	Edwards (Dallas)	Lee (Butler)	Reynolds
Barganier	Ellis (Elmore)	Lee (Perry)	Ross
Benners	Graham (Autauga)	Lewis	Salter
Blunt	Graham (Clarke)	Long (Sumter)	Seale
Bracken	Hall (Henry)	Longshore	Shaw
Brindley	Hall (Marion)	Lynne	Stoddard
Burks	Hale	Matthews (Wilcox)	Tompkins
Calvert	Hare	Milford	Van de Graff
Carnley	Hawkins	Murphree	Williams
Christian	Holmes (Baldwin)	McLeod	Woodard

—64

And the bill:

S. 549. To regulate costs, charges and fees in trials before the county courts and to provide for the collection thereof; to fix the salaries of judges of the county courts and to provide for their payment; to provide for clerks of the county court and to regulate their compensation.

As amended, was read a third time at length and passed.

Yeas, 65; nays, 0.

Yeas:

Messrs:

Mr. Speaker

Adams

Alexander

Allen

Andrews

Arnold

Baker

Barganier

Benners

Blunt

Bracken

Brindley

Burks

Calvert

Carnley

Christian

Christopher

Cliett

Cobbs

Crump

Dansby

Dickson

Edwards (Dallas)

Ellis (Elmore)

Graham (Autauga)

Graham (Clarke)

Guy

Hall (Henry)

Hall (Marion)

Hale

Hare

Hawkins

Holmes (Baldwin)

Ingram

Jones (Escambia)

Jones (Marengo)

Jones (Montgomery)

Johnson

Lawson

Lee (Butler)

Lee (Perry)

Lewis

Long (Sumter)

~~Longshore~~

Lynne

Matthews (Wilcox)

Milford

Murphree

McLeod

Oakley

Oliver

Orr

Parker

Peters

Pittman

Reynolds

Ross

Salter

Seale

Shaw

Stoddard

Tompkins

Van de Graff

Williams

Woodard

—65

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and as amended has passed the following House bill:

H. 935. To amend section 153 of the Code of Alabama.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

The House concurred in and adopted the Senate amendment to the bill, H. 935, said Senate amendment being as follows:

Amend by inserting the words "and deputy solicitors" after the words "clerk of the circuit court," and before the words "for any service performed by them for the county," and by inserting the words "and deputy solicitors" after the words "clerk of the circuit court," and before the words "as shown by the certificate issued to them."

Amend H. 935 by inserting the words "jury commissioners" after the words "clerk of the circuit court and" where such words first appear in the bill.

Yeas, 62; nays, 0.

Yeas:

Messrs:

Mr. Speaker

Adams

Albright

Alexander

Allen

Andrews

Arnold

Blunt

Bracken

Burks

Calvert

Carnley

Clayton

Cliett

Cobbs

Crump

Dansby

Dickson

Edwards (Dallas)

Ellis (Elmore)

Graham (Autauga)	Jones (Montgomery)	Murphree	Seale
Graham (Clarke)	Johnson	McLeod	Simpson
Hall (Henry)	Jordan	Oakley	Smith
Hall (Marion)	Lee (Perry)	Parker	Stoddard
Hale	Lewis	Peters	Tompkins
Hardaway	Long (Sumter)	Pittman	Trammell
Hawkins	Longshore	Preston	Truss
Holmes (Baldwin)	Lynne	Ross	Van de Graff
Ingram	Matthews (Wilcox)	Russell	Williams
Jones (Escambia)	Milford	Salter	Woodard
Jones (Marengo)	Moorer		

—62

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate accedes to the request of the House for a Committee of Conference on the disagreement of the two houses on the Senate amendment to the bill:

H. 762. To fix the salary of the judge of the county court in all counties having a population of not less than twenty-three thousand one hundred and fifty (23,150) and not more than twenty-three thousand two hundred and fifty (23,250) according to the Federal census of 1910, and provide for the payment of the same.

Conferees on the part of the Senate, Messrs. Harper, Miller and Sims.

W. F. Miller,
Secretary.

REPORT OF CONFERENCE COMMITTEE.

The Committee of Conference on the disagreement of the two houses on the Senate amendment to the bill:

H. 762. To fix the salary of the judge of the county court in all counties having a population of not less than twenty-three thousand one hundred and fifty (23,150) and not more than twenty-three thousand two hundred and fifty (23,250) according to the Federal census of 1910 or any subsequent Federal census, and provide for the payment of the same.
made the following report:

To the President of the Senate
and to

The Speaker of the House of Representatives:

Your Conference Committee on the disagreement of the two houses on House bill No. 762 beg leave to make the following report:

We recommend that the Senate recede from its amendment which fixes the salary of the judge of the county court of Chilton county at twelve hundred (\$1,200.00) dollars per annum and that in lieu thereof both houses adopt the following amendment:

Amend House bill No. 762 by striking out the words, "Twelve hundred dollars" where they occur in said bill and inserting in lieu thereof the words "nine hundred dollars."

Conferees on part of the Senate,

J. C. Harper,
Jno. Miller,
M. H. Sims.

Conferees on the part of the House,

W. A. Reynolds,
W. H. Shaw,
A. P. Longshore.

On motion of Mr. Reynolds, the House concurred in and adopted the report of the Committee of Conference on the disagreement of the two houses on the Senate amendment to the bill, H. 762.

Yeas, 65; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Jones (Escambia)	Parker
Adams	Crump	Jones (Marengo)	Peters
Albright	Dansby	Jones (Montgomery)	Pittman
Alexander	Dickson	Johnson	Preston
Andrews	Edwards (Dallas)	Lawson	Reynolds
Arnold	Ellis (Elmore)	Lee (Butler)	Russell
Baker	Graham (Autauga)	Lewis	Salter
Benners	Graham (Clarke)	Long (Sumter)	Seale
Blunt	Guy	Longshore	Shaw
Bracken	Hall (Henry)	Lynne	Sherrod
Brindley	Hall (Marion)	Matthews (Wilcox)	Simpson
Burks	Hale	Milford	Stoddard
Calvert	Hare	Moorer	Tompkins
Carnley	Hawkins	Murphree	Van de Graff
Christopher	Holmes (Baldwin)	McLeod	Williams
Clayton	Ingram	Oakley	Woodard
Cliett			

—65

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted the report of the Committee of Conference on the disagreement of the two houses on the Senate amendment to the bill:

H. 762. To fix the salary of the judge of the county court in all counties having a population of not less than twenty-three thousand one hundred and fifty (23,150) and not more than twenty-three thousand two hundred and fifty (23,250) according to the Federal census of 1910 or any subsequent Federal census, and to provide for the payment of the same.

And returns same herewith to the House.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The President and presiding officer of the Senate, having signed the following Senate bill, your signature thereto is requested:

S. 371. To amend section 2 of an act "To provide for the creation of the office of State prison inspector; to prescribe the duties and powers of such office; to provide for the necessary assistants to said inspector; to fix the compensation of such inspector and assistants; to provide for the construction, the regulation, the management, the maintenance, the operation, the healthfulness, and the sanitation of all county jails, almshouses, and such town and city prisons as are in towns or cities of ten thousand or more population according to the last Federal census, under the supervision of said inspector, and to prescribe the duties of the various public officials with respect thereto, and to provide punishment for violations of this act," approved April 8, 1911 (General Acts 1911, p. 356).

W. F. Miller,
Secretary.

SIGNING OF SENATE BILL.

The Speaker of the House, in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bill, the title to which is set out in the above and foregoing message from the Senate.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and as amended has passed the following House bill:

H. 1046. To amend section 1 of an act entitled, "An act to provide for the election of a solicitor for each judicial circuit in the State; to fix his compensation; authorize the appointment or election of deputy solicitors and assistant solicitors, prescribe their duties and authority, and fix their compensation," approved September 25, 1915.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Ross, the House concurred in and adopted the Senate amendment, to the bill, H. 1046, said Senate amendment being as follows:

Amend section 1 so as to read as follows:

Section 1. That at the general election to be held on the first Tuesday after the first Monday in November, 1916, there shall be elected in every judicial circuit in which there is no circuit solicitor residing a solicitor for that circuit who shall hold his office until the first Monday after the second Tuesday in January, 1919, and until his successor is elected and qualified, provided that if in any circuit composed of only one county there is no circuit solicitor residing at the time of the passage of this act, but there is a county solicitor or solicitor of a city court or law and equity court who was elected at the general election in November, 1914, ~~he shall be and become the circuit solicitor of said circuit on and after the first Monday after the second Tuesday in January, 1917, and shall hold office until the first Monday after the second Tuesday in January, 1919.~~ In all circuits composed of only one county and in which there are more than three judges and in which the circuit court is held at the county site and at some other place in the county and the cases arising in a designated portion of the county are tried at a place other than the county site and the cases arising in the remaining portion of the county are tried at the county site there shall also be elected by the qualified electors of that portion of the county wherein the cases arise that are tried at the place of holding the circuit court other than at the county site a deputy solicitor of such circuit who shall at the time of his election and during his term of office reside in the territory from which he is elected and who shall hold office for the same term as the solicitors whose elections are provided for in this section, and who shall in the absence of the circuit solicitor discharge the same duties and exercise the same authority within the territory from which he is elected as if he were solicitor; and he shall receive a salary of thirty-six hundred dollars per annum, twenty-four hundred dollars of which shall be payable out of the State treasury as the salaries of solicitors are paid, and twelve hundred dollars to be paid out of the county treasury in equal monthly installments as other county officers are paid. And such deputy solicitor shall be under the supervision of the circuit solicitor of such circuit and who may when not engaged in the discharge of their official duties in the territory from which they are elected or appointed perform the duties and exercise the authority of deputy or assistant deputy solicitor in the circuit court held at the county site.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Johnson	Reynolds
Adams	Dansby	Jordan	Ross
Alexander	Deese	Lee (Perry)	Russell
Allen	Dickson	Lewis	Seale
Andrews	Edwards (Dallas)	Long (Sumter)	Shaw
Arnold	Ellis (Elmore)	Longshore	Sherrod
Baker	Graham (Autauga)	Lynne	Sparks
Blunt	Graham (Clarke)	Matthews (Wilcox)	Stoddard
Bracken	Hall (Henry)	Milford	Tompkins
Brindley	Hall (Marion)	Murphree	Trammell
Burks	Hale	McLeod	Van de Graff
Christian	Hare	Orr	Waddell
Christopher	Holmes (Baldwin)	Parker	Whorton
Clayton	Howle	Peters	Wilson
Cliett	Ingram	Pittman	Woodard

—60

BILLS ON THIRD READING.

S. 287. To amend section 6967 of the Code.

Was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Johnson	Reynolds
Adams	Dansby	Jordan	Ross
Alexander	Deese	Lee (Perry)	Russell
Allen	Dickson	Lewis	Seale
Andrews	Edwards (Dallas)	Long (Sumter)	Shaw
Arnold	Ellis (Elmore)	Longshore	Sherrod
Baker	Graham (Autauga)	Lynne	Sparks
Blunt	Graham (Clarke)	Matthews (Wilcox)	Stoddard
Bracken	Hall (Henry)	Milford	Tompkins
Brindley	Hall (Marion)	Murphree	Trammell
Burks	Hale	McLeod	Van de Graff
Christian	Hare	Orr	Waddell
Christopher	Holmes (Baldwin)	Parker	Whorton
Clayton	Howle	Peters	Wilson
Cliett	Ingram	Pittman	Woodard

—60

S. 767. To amend sections 1, 3, 4, 5, and 7 of an act entitled, "An act to regulate the sale of food and drugs in the State of Alabama and to provide for the enforcement and inspectors and prescribe penalties for violation thereof," approved August 26, 1909.

Was read a third time at length and passed.

Yeas, 64; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Alexander	Andrews	Benners
Adams	Allen	Arnold	Blunt

Bracken	Graham (Clarke)	Long (Sumter)	Salter
Brindley	Hall (Henry)	Longshore	Seale
Burks	Hall (Marion)	Lynne	Shaw
Christian	Hale	Matthews (Wilcox)	Sherrod
Christopher	Hare	Milford	Smith
Clayton	Hawkins	Murphree	Sparks
Cliett	Holmes (Baldwin)	McLeod	Stoddard
Cobbs	Howle	Oliver	Tompkins
Dansby	Ingram	Orr	Trammell
Deese	Jones (Escambia)	Parker	Van de Graff
Dickson	Johnson	Peters	Waddell
Edwards (Dallas)	Jordan	Pittman	Whorton
Ellis (Elmore)	Lee (Perry)	Reynolds	Wilson
Graham (Autauga)	Lewis	Ross	Woodard

—64

S. 754. To change, alter or enlarge the corporate limits of the town of Inglenook, Jefferson county, Alabama.

was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Johnson	Reynolds
Adams	Dansby	Jordan	Ross
Alexander	Deese	Lee (Perry)	Russell
Allen	Dickson	Lewis	Seale
Andrews	Edwards (Dallas)	Long (Sumter)	Shaw
Arnold	Ellis (Elmore)	Longshore	Sherrod
Baker	Graham (Autauga)	Lynne	Sparks
Blunt	Graham (Clarke)	Matthews (Wilcox)	Stoddard
Bracken	Hall (Henry)	Milford	Tompkins
Brindley	Hall (Marion)	Murphree	Trammell
Burks	Hale	McLeod	Waddell
Christian	Hare	Orr	Whorton
Christopher	Holmes (Baldwin)	Parker	Williams
Clayton	Howle	Peters	Wilson
Cliett	Ingram	Pittman	Woodard

—60

S. 451. To fix the compensation of members of the boards of revenue in this State in counties which now have, or which may hereafter have a population of eighty-two thousand people and not exceeding two hundred thousand people, according to the last Federal census, or any such census which may hereafter be taken, and to provide for the payment of such compensation.

Was taken up. Mr. Jones of Montgomery offered the following substitute for the bill:

A BILL

To be entitled an act to fix the compensation of members of boards of revenue, and the clerks thereof, in this State in counties which now have or which may hereafter have a

population of 82,000 and not exceeding 100,000 people, according to the last Federal census, or any such census, which may hereafter be taken, and to provide for the payment of such compensation.

Be it enacted by the Legislature of Alabama:

Sec. 1. That the compensation of all boards of revenue in this State, in counties which now have, or which may hereafter have a population of 82,000 and not exceeding 100,000 people, according to the last Federal census, or any such census which may hereafter be taken, be and the same is hereby fixed at one thousand eight hundred dollars per annum, for each member of such board, payable in monthly installments; and that the compensation of the clerk of such boards of revenue may be fixed at a maximum of twenty-seven hundred (\$2,700) dollars per annum, payable in monthly installments.

Sec. 2. That said compensation shall be paid out of the general funds of the respective counties on warrants issued by the said boards on the county treasury.

Sec. 3. This act shall take effect immediately upon its passage and approval.

And the substitute was adopted.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Johnson	Reynolds
Adams	Dansby	Jordan	Ross
Alexander	Deese	Lee (Perry)	Russell
Allen	Dickson	Lewis	Seale
Andrews	Edwards (Dallas)	Long (Sumter)	Shaw
Arnold	Ellis (Elmore)	Longshore	Sherrod
Baker	Graham (Autauga)	Lynne	Sparks
Blunt	Graham (Clarke)	Matthews (Wilcox)	Stoddard
Bracken	Hall (Henry)	Milford	Tompkins
Brindley	Hall (Marion)	Murphree	Trammell
Burks	Hale	McLeod	Van de Graff
Christian	Hare	Orr	Waddell
Christopher	Holmes (Baldwin)	Parker	Whorton
Clayton	Howle	Peters	Wilson
Cliett	Ingram	Pittman	Woodard

—60

And the bill:

S. 451. To fix the compensation of members of the boards of revenue in this State in counties which now have, or which may hereafter have a population of eighty-two thousand people and not exceeding two hundred thousand people, according to the last Federal census, or any such census which may hereafter be taken, and to provide for the payment of such compensation.

As amended, by the substitute, was read a third time at length and passed.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Johnson	Reynolds
Adams	Dansby	Jordan	Ross
Alexander	Deese	Lee (Perry)	Russell
Allen	Dickson	Lewis	Seale
Andrews	Edwards (Dallas)	Long (Sumter)	Shaw
Arnold	Ellis (Elmore)	Longshore	Sherrod
Baker	Graham (Autauga)	Lynne	Sparks
Blunt	Graham (Clarke)	Matthews (Wilcox)	Stoddard
Bracken	Hall (Henry)	Milford	Tompkins
Brindley	Hall (Marion)	Murphree	Trammell
Burks	Hale	McLeod	Van de Graff
Christian	Hare	Orr	Waddell
Christopher	Holmes (Baldwin)	Parker	Whorton
Clayton	Howle	Peters	Wilson
Cliett	Ingram	Pittman	Woodard

—60

S. 207. To prohibit the assessing or collecting of any privilege or license tax or fee, by municipalities, from persons for conducting or operating any business, trade or profession outside the corporate limits of such municipalities.

Was read a third time at length and passed.

Yeas, 65; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Ingram	Pittman
Adams	Dansby	Johnson	Reynolds
Alexander	Deese	Jordan	Ross
Allen	Dickson	Lee (Butler)	Russell
Andrews	Edwards (Dallas)	Lee (Perry)	Seale
Arnold	Ellis (Elmore)	Lewis	Shaw
Baker	Gilbert	Long (Sumter)	Sherrod
Benners	Graham (Autauga)	Longshore	Sparks
Blunt	Graham (Clarke)	Lynne	Stoddard
Bracken	Guy	Matthews (Wilcox)	Tompkins
Brindley	Hall (Henry)	Milford	Trammell
Burks	Hall (Marion)	Murphree	Van de Graff
Carnley	Hale	McLeod	Waddell
Christian	Hare	Orr	Whorton
Christopher	Holmes (Baldwin)	Parker	Wilson
Clayton	Howle	Peters	Woodard
Cliett			

—65

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bills and returns same herewith to the House:

H. 785. To further regulate public gins and ginneries in this State.

H. 442. To change the name of the "Mercy Home Industrial School for Girls," located at Birmingham, Alabama, to the Alabama Vocational School for Girls, and to provide appropriations for the support, maintenance and improvement of the same.

H. 981. To amend sections 10 and 21 of the act of the Legislature of Alabama, entitled, "An act to provide for the government by a commission of all cities in Alabama which now have, or which may hereafter have, a population of one hundred thousand people, or more, according to the last Federal census, or any such census which may hereafter be taken, when such cities by an election adopt the provisions of this act; to provide for the selection and election of commissioners and their terms of office; to fix their powers, duties and compensation; to punish improper conduct in connection with the election of said commissioners, and to otherwise provide for the creation, conduct and maintenance of said commission form of government, and to repeal all laws and parts of laws in conflict with the provisions of this act," approved September 25, 1915, be amended so as to read as follows.

H. 961. To confer final jurisdiction of bastardy cases on inferior courts or courts established in lieu of justices of the peace, by whatsoever name called, in counties having a population of 150,000 or more, according to the last or any subsequent Federal census.

H. 849. To amend section 1313 of the Code of Alabama of 1907.

H. 656. To authorize and empower cities and towns of the State of Alabama to contract with the United States of America, the State of Alabama, and any county of the State of Alabama, for the construction or improvement, or the reconstruction or reimprovement of streets, avenues and highways, when such streets, avenues or highways are established, constructed, reconstructed, improved or reimproved by the United States government, the State of Alabama, or any county of the State of Alabama, and to agree upon the proportionate share of the cost of such assessment to be paid by any municipality; and to provide for the assessment of the same against the property benefited; and to authorize the issuance of bonds for such public improvements; and to provide that such proceedings shall be governed by the general laws of Alabama relating to assessments for public improvements, except as herein provided.

H. 944. To provide for the establishment and maintenance of public libraries by counties, to provide for their government

and supervision, and to authorize the co-operation and affiliation of rural, town and village school libraries with any libraries so organized.

H. 633. To provide a turn-out time for stock in beat 3, in Coffee county, Alabama.

H. 256. To authorize and empower counties, cities and towns to appropriate moneys out of their general funds for the maintenance and support of municipal bands and other musical organizations for public entertainment.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has amended as therein shown, and as amended has passed the following House bills:

H. 727. To make an appropriation for certain fencing required for the Confederate Soldiers' Home at or near Mountain Creek.

H. 691. To amend sections 1, 2 and 3 of an act to amend sections 3264 and 3265 and repeal section 6647 of the Code of 1907," said act being approved September 22nd, 1915.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Parker, the House concurred in and adopted the Senate amendment to the bill, H. 727, said Senate amendment being as follows:

Amend said bill by striking out the House amendment which reads as follows:

"Amend section 1 of H. 727 by inserting "one hundred and twenty-five" in lieu of "four hundred" in first line of said section," and insert in lieu thereof "four hundred dollars" in the first line.

Yeas, 66; nays, 0.

Yeas:

Messrs:

Mr. Speaker
Adams
Alexander
Allen
Andrews
Arnold
Baker

Blunt
Bracken
Brindley
Burks
Calvert
Carnley
Christian

Clayton
Cliett
Cobbs
Dansby
Dickson
Ellis (Elmore)
Gilbert

Graham (Autauga)
Graham (Clarke)
Guy
Hall (Henry)
Hall (Marion)
Hale
Hare

Hawkins	Long (Sumter)	Parker	Simpson
Holmes (Baldwin)	Longshore	Peters	Sparks
Ingram	Lynne	Pittman	Stewart
Jones (Escambia)	Matthews (Wilcox)	Preston	Stoddard
Jones (Marengo)	Milford	Reynolds	Tompkins
Jones (Montgomery)	Moorer	Russell	Truss
Johnson	Murphree	Salter	Van de Graff
Jordan	McLeod	Seale	Williams
Lee (Perry)	Oakley	Sherrod	Woodard
Lewis	Orr		

—66

On motion of Mr. Dansby, the House concurred in and adopted the Senate amendment to the bill, H. 691, said Senate amendment being as follows:

Amend House bill 691 by adding at the end of section two (2) thereof the following:

Provided further, that nothing in this act shall apply to circuits having five (5) or more judges.

Yeas, 68; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Jones (Escambia)	Peters
Adams	Crump	Jones (Marengo)	Pittman
Alexander	Dansby	Jones (Montgomery)	Preston
Allen	Deese	Johnson	Reynolds
Andrews	Dickson	Lee (Perry)	Ross
Arnold	Edwards (Dallas)	Lewis	Russell
Baker	Ellis (Elmore)	Long (Sumter)	Salter
Benners	Graham (Autauga)	Longshore	Shaw
Blunt	Graham (Clarke)	Lynne	Sherrod
Bracken	Hall (Henry)	Matthews (Wilcox)	Simpson
Brindley	Hall (Marion)	Milford	Stewart
Burks	Hale	Moorer	Stoddard
Calvert	Hardaway	Murphree	Tompkins
Carnley	Hare	McLeod	Trammell
Christian	Hawkins	Oakley	Van de Graff
Clayton	Holmes (Baldwin)	Orr	Williams
Cliett	Ingram	Parker	Woodard

—68

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bills, and returns same herewith to the House:

H. 378. To further suppress the evils of intemperance; to prohibit the manufacture, sale, giving away or having in possession any still, apparatus, appliance or any device or substitute therefor to be used in the manufacture of prohibited liquors and beverages.

H. 987. To declare a lien in favor of landlords upon livestock raised or grazed upon rented land.

H. 850. For the relief of J. N. Varner, of Conecuh county, Alabama, appropriating to him one hundred forty dollars (\$140.00) out of any funds in the State treasury not otherwise appropriated on account of his name being wrongfully stricken from the pension roll as a Confederate veteran.

H. 835. To authorize the commissioners or other governing authorities in all cities of the State of Alabama which have a population of as many as twenty-five thousand and less than ~~forty thousand people, according to the last Federal census, or~~ which shall hereafter have such population ~~according to any~~ Federal census that may be taken hereafter, to make contributions or expenditures to civic or commercial organizations located in such cities where such expenditure or contribution is for the purpose of advancing the best interests of such cities.

H. 1038. To repeal an act entitled, "An act to authorize and empower the Decatur Land Company, a corporation, to list certain of its lands to tax assessor of Morgan county in acreage." Approved December 13, 1900.

H. 726. To create and establish the Alabama Patriotic Society, to define its scope and purposes, to provide for the appointment by the governor of its officers, to prescribe the manner in which their successors shall be chosen, and to define their functions.

H. 751. To further prohibit disturbances at churches, school houses, or at other public places. To prevent injuries to automobiles and other vehicles parked at such places.

H. 813. To amend section 7000 of the Code of Alabama, 1907.

W. F. Miller,
Secretary.

MESSAGE FROM THE GOVERNOR.

The House received the following message from the governor proposing an amendment to H. 323:

Gentlemen of the House of Representatives:

I herewith return House bill No. 323 without my approval, and suggest the following amendment which if adopted will meet my objection to the bill, namely, amend section 13 by adding at the end thereof the following proviso, namely:

"Provided that if the general revenue act, or any general act, enacted or to be enacted by this Legislature shall include provisions fixing and regulating the general license or privilege taxes on vehicles of any kind however propelled or driven for the use of the State and the counties of the State, and providing that the proceeds of such privilege or license taxes shall be apportioned between the State and the counties of the State, such provisions and such apportionment of such license or privilege taxes under any such

general law shall take precedence of and shall be in lieu of the privilege or license taxes authorized to be levied and collected under this act to the extent covered by such general act, and provided further that all provisions of this act fixing or levying any privilege or license taxes in conflict or inconsistent with the provisions of any general law shall be void and of no operation and effect."

Respectfully,
Thos. E. Kilby,
Governor.

GOVERNOR'S MESSAGE.

The House concurred in and adopted the amendment proposed by the governor to the bill, H. 323, said amendment being set out in the above and foregoing message from the governor.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Johnson	Reynolds
Adams	Dansby	Jordan	Ross
Alexander	Deese	Lee (Perry)	Russell
Allen	Dickson	Lewis	Seale
Andrews	Edwards (Dallas)	Long (Sumter)	Shaw
Arnold	Ellis (Elmore)	Longshore	Sherrod
Baker	Graham (Autauga)	Lynne	Sparks
Blunt	Graham (Clarke)	Matthews (Wilcox)	Stoddard
Bracken	Hall (Henry)	Milford	Tompkins
Brindley	Hall (Marion)	Murphree	Trammell
Burks	Hale	McLeod	Van de Graff
Christian	Hare	Orr	Waddell
Christopher	Holmes (Baldwin)	Parker	Whorton
Clayton	Howle	Peters	Wilson
Cliett	Ingram	Pittman	Woodard

—60

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted the amendment proposed by his excellency, the governor, to the bill:

H. 323. To provide for the establishment, discontinuance, construction, use, working and maintenance of the public roads and bridges of Lamar county, Alabama. To define the duties and powers of the court of county commissioners of Lamar county with regard to same, and to fix penalties for violation of the rules and regulations of the public road law of Lamar county and the State of Alabama.

by a vote of a majority of the whole number elected to the Senate, said vote being, Yeas, 20; nays, 0.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has received the accompanying message from his excellency, the governor, proposing an amendment to the bill: S. 738. To make an appropriation to the public schools.

And the Senate has concurred in and adopted said amendment by a vote of a majority of the whole number elected to the Senate, said vote being, Yeas, 21; nays, 0.

Said governor's message being in words and figures as follows:

Gentlemen of the Senate:

I return herewith Senate bill No. 738 with the following amendment, to-wit:

Amend the bill by adding thereto section 1½ to read as follows:

Section 1½. That there is hereby appropriated out of any monies in the State treasury not otherwise appropriated an additional sum of two hundred thousand (\$200,000) dollars for the fiscal year beginning October 1, 1920, and additional sum of two hundred fifty thousand (\$250,000) dollars for the fiscal year beginning October 1, 1921, and an additional sum of three hundred fifty thousand (\$350,000) dollars for the year beginning October 1, 1922, to be released at the discretion of the governor and to be set apart and made available in the same manner as the funds appropriated under section 1 above, provided that no part of the funds appropriated under this section shall be released after January 1, 1923, and the provision for such appropriation shall become void and inoperative from and after such date."

Respectfully,
Thos. E. Kilby,
Governor.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Dickson, the House concurred in and adopted the amendment proposed by the governor to the bill, S. 738, said amendment of the governor being set out in the above and foregoing Senate message.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker
Adams
Alexander
Allen
Andrews
Arnold
Baker
Blunt

Bracken
Brindley
Burks
Christian
Christopher
Clayton
Cliett
Cobbs

Dansby
Deese
Dickson
Edwards (Dallas)
Ellis (Elmore)
Graham (Autauga)
Graham (Clarke)
Hall (Henry)
Hall (Marion)
Hale
Hare
Holmes (Baldwin)
Howle
Ingram
Johnson
Jordan

Lee (Perry)	Murphree	Ross	Tompkins
Lewis	McLeod	Russell	Trammell
Long (Sumter)	Orr	Seale	Van de Graff
Longshore	Parker	Shaw	Waddell
Lynne	Peters	Sherrod	Whorton
Matthews (Wilcox)	Pittman	Sparks	Wilson
Milford	Reynolds	Stoddard	Woodard

—60

MESSAGE FROM THE SENATE.

Mr. Speaker:

The President and presiding officer of the Senate having signed the following Senate bills, your signature thereto is requested:

S. 664. To amend section one of an act entitled, "An act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained," approved September 10th, 1915.

S. 560. To provide for the payment of any fee or reward that is made payable by statute to any person who furnished the evidence that brought about the conviction of a person charged with unlawfully distilling or manufacturing or making prohibited liquors and beverages.

S. 301. To authorize banks to accept drafts or bills of exchange drawn upon them under certain conditions and restrictions.

S. 215. To secure to persons the right of way over lands of other persons.

S. 676. To prescribe the amount of solicitors fees in cases of conviction for carrying concealed a pistol about the person or on premises not his own or under his control.

S. 742. To amend section 5993, Code 1907, as amended by an act approved November 23, 1907.

S. 286. To authorize any bank or trust company doing a banking business, to receive deposits, and, or pay checks or sight drafts and transact other business, on any legal holiday, excepting Sunday.

S. 545. To confer upon boards of revenue in counties of this State having a population of not less than 82,000 and not more than 100,000 according to the last Federal census the right to condemn lands or interests therein for the purpose of obtaining gravel or other road building material for the building and maintenance of public roads of the county, and to prescribe the procedure for same.

S. 587. To permit county boards of revenue or county commissioners to appropriate money to control or eradicate diseases

of live stock in their respective counties and to provide for the use of such money.

S. 579. To further regulate public service in this State.

S. 750. To fix the compensation of the several State executive officers, officers of departments and boards, subordinate officers, clerks, watchmen and capitol servants.

S. 578. To further define criminal conspiracy in this State.

S. 424. To permit bonds to be given for property seized under the prohibition act, pending appeal to the Supreme Court.

S. 748. To make appropriations for the ordinary expenses for the executive, legislative and judicial departments of the State for the interest of the public debt and for the public schools.

W. F. Miller,
Secretary.

SIGNING OF SENATE BILLS.

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing message from the Senate.

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate has received the accompanying message from the governor, proposing an amendment to the bill :

S. 371. To amend section 2 of an act "to provide for the creation of the office of State prison inspector; to prescribe the duties and powers of such office; to provide for the necessary assistants to said inspector; to fix the compensation of such inspector and his assistants; to provide for the construction, the regulation, the management, the maintenance, the operation, the healthfulness, and the sanitation of all county jails, almshouses, and such town and city prisons as are in towns or cities of ten thousand or more population, according to the last Federal census, under the supervision of said inspector, and to prescribe the duties of the various public officials with respect thereto and to provide punishment for violations of this act," approved April 8, 1911 (General Acts 1911, p. 356).

And the Senate has concurred in and adopted the amendment proposed by the governor to said bill by a vote of a majority of the whole number elected to the Senate, said vote being, Yeas, 25; nays, 1.

Said governor's message containing the proposed amendment being in words and figures as follows :

Gentlemen of the Senate:

I herewith return Senate bill 371, without my approval, and suggest the following amendments which if made will meet my objections:

Amend section 2 by striking out the words "elected by the State board of health" and substituting therefor the words "appointed by the governor."

Further amend section 2 by striking out the words "board of censors of the State board of health who shall nominate to the governor a suitable person for the position of prison inspector and substitute therefor the words "the governor."

In explanation of this change I will state, under the acts passed by this Legislature creating and enlarging the board of control and economy the office of State prison inspector passes under and becomes co-ordinate with the supervision and control and powers vested in that body in connection with the authority of the governor, and therefore the power of appointment, removal, and the filling of any vacancy in the office of prison inspector should be vested in the governor to secure perfect accord with the authority and activities of the State board of control and economy. While in some respects the work of the State prison inspector touches the work of the State board of health, in the main it is more nearly and fully related to the convict system, including the jails and prisons, all of which have passed under the control of the board of control and economy and the governor.

Respectfully,
Thos. E. Kilby,
Governor.

And sends said bill, together with the governor's message, containing the proposed amendment, herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Lynne, the House concurred in and adopted the amendment proposed by the governor to the bill, S. 371, said governor's amendment being set out in the above and foregoing Senate message.

Yeas, 64; nays, 0.

*Yeas:**Messrs:*

Mr. Speaker	Cobbs	Ingram	Oliver
Adams	Crump	Jones (Escambia)	Orr
Alexander	Dansby	Jones (Montgomery)	Peters
Allen	Dickson	Johnson	Pittman
Andrews	Edwards (Dallas)	Jordan	Preston
Arnold	Ellis (Elmore)	Lee (Perry)	Reynolds
Baker	Graham (Autauga)	Lewis	Shaw
Blunt	Graham (Clarke)	Long (Butler)	Simpson
Bracken	Guy	Long (Sumter)	Smith
Brindley	Hall (Henry)	Longshore	Stewart
Burks	Hall (Marion)	Lynne	Stoddard
Calvert	Hale	Matthews (Wilcox)	Tompkins
Christian	Hardaway	Milford	Trammell
Christopher	Hare	Murphree	Van de Graff
Clayton	Holmes (Baldwin)	McLeod	Williams
Cliett	Howle	Oakley	Woodard

MESSAGE FROM THE SENATE.

Mr. Speaker:

The President and presiding officer of the Senate having signed the following Senate bills, your signature thereto is requested:

S. 749. To provide for the purchase or condemnation of a site and the erection of a building thereon for a Pasteur Institute and laboratory and the purchase of necessary or proper equipment therefor and to make appropriation for such purposes.

S. 651. To amend an act approved February 14, 1919, entitled, "An act to provide for extension work in agriculture and home economics by giving instruction to men, women and young people in the several counties in Alabama, by continuing and improving farm demonstration work, by organizing marketing clubs, by organizing and supervising boys' corn and pig clubs, girls' canning clubs, women's clubs in home economics and by conducting other extension work through other means, all with a view to making farm life more profitable and attractive; to secure for Alabama the full amount of the funds conditionally appropriated by Congress under the Smith-Lever extension act for extension work in agriculture and home economics; and to make appropriations for these purposes."

S. 654. To amend section 564 (1907) of the Code of Alabama.

S. 371. To amend section 2 of an act "To provide for the creation of the office of State prison inspector; to prescribe the duties and powers of such office; to provide for the necessary assistants to said inspector; to fix the compensation of such inspector and his assistants; to provide for the construction, the regulation, the management, the maintenance, the operation, the healthfulness, and the sanitation of all county jails, almshouses, and such town and city prisons as are in towns or cities of ten thousand or more population according to the last Federal census, under the supervision of said inspector, and to prescribe the duties of the various public officials with respect thereto, and to provide punishment for violations of this act," approved April 8, 1911 (General Acts 1911, p. 356.)

S. 739. To amend section 692 of the Code of Alabama. (Making appropriation for the maintenance of the Geological Survey.)

S. 584. To authorize the governor to employ a special force of not more than ten men to serve under his immediate direction and control, to assist him in his duty of taking care that the laws of the State are faithfully executed, and to provide compensation for their services.

S. 714. To appropriate the sum of \$7,500.00 to supplement a fund of \$15,000.00 to be raised by the citizens of Blountsville to rebuild the Ninth District Agricultural School building, recently destroyed by fire.

S. 715. To make appropriation for the maintenance and support of the State Training School for Girls, and for the erection and equipment of buildings and furniture and equipment therefor.

S. 722. To make an appropriation to the Alabama illiteracy commission or to the State board of education, if created, for the removal of illiteracy in Alabama.

S. 733. To amend section 1780 of the Code of Alabama of 1907.

S. 732. To make an appropriation for the erection, repair and equipment of rural schoolhouses.

S. 726. To amend an act entitled an act "To create and establish a reform school for the training of juvenile negro law-breakers at Mt. Meigs, Alabama; to make appropriations for the purpose, and accept by donation all such lands and buildings as are needful therefor; to create a board of trustees, and to provide for the suitable management of said institution." Approved April 24, 1911.

S. 728. To change the name of the Northeast Alabama Agricultural and Industrial Institute at Lineville and to make an appropriation for its maintenance and support.

S. 730. To amend sections 1941 and 1942 of the Code of Alabama of 1907.

S. 725. To amend section 8 of an act "To provide for the acceptance of the benefits of an act by the Senate and House of Representatives of the United States of America in Congress assembled, to provide for the promotion of vocational education; to provide for the appointment of a State board of vocational education; and to provide for the duties thereof; and to make appropriations for vocational education," approved February 15, 1919.

S. 724. To make an appropriation for the establishment of libraries in the rural, village and town schools of Alabama.

S. 723. To make an appropriation for the benefit of those counties that may be levying and collecting a special county school tax during any fiscal year, and to provide for the expenditure of the funds set apart for any county by the county board of education.

S. 721. To provide for appropriation to the Alabama School of Trades and Industrial at Ragland.

S. 717. To make appropriations to the Alabama Boys Industrial School.

S. 719. To amend section 1946 of the Code of Alabama of 1907.

S. 716. To provide for making appropriations to the Alabama Polytechnic Institute.

S. 712. To make appropriations to the Alabama Girls' Technical Institute.

S. 729. To change the name of each of the nine branch district agricultural schools and experiment stations and to make appropriations for their maintenance and support.

S. 720. To make an appropriation for the maintenance and supervision of county high schools.

S. 735. To make an appropriation to Tuskegee Normal and Industrial Institute.

S. 242. To repeal an act entitled an act to declare the twelfth day of October a legal holiday, to be known as "Columbus Day," approved March 4th, 1911, Acts 1911, page 91.

S. 548. To amend section 5869 of the Code of Alabama of 1907.

S. 532. To authorize the consolidation of contiguous territory in two or more adjoining counties into one school district; to provide for the management and control of the school or schools of such consolidated district; to provide for the levy and expenditure of funds and for the issuance of interest-bearing warrants for the erection, repair or equipment of school buildings in such consolidated district; to provide for the maintenance and support of the school or schools in such consolidated district, and to ratify and confirm local tax elections held in the territory consolidated prior to such consolidation.

S. 218. To submit to the qualified electors of this State at a special election to be held at the call of the governor after ninety days from the final adjournment of this Legislature for their consideration of an amendment to the Constitution for the purpose of authorizing the State to establish and maintain a State highway system of public roads and bridges, to issue interest-bearing bonds therefor, to authorize the levy and collection of automobile or other motor-driven vehicle taxes by the State for said purposes and to provide for the establishment and maintenance of said State highway system, public roads and bridges according to such regulations as the Legislature may have prescribed or may hereafter prescribe.

S. 539. To amend an act entitled "An act to define dentistry; to provide for the regulation of the practice thereof; to provide for the examination of applicants to practice dentistry

in Alabama; to provide for the issuing of license certificates and the registration and display thereof; to provide for reports by probate judges of said registrations; to provide for the revoking or refusing to issue said certificates; to provide a board of dental examiners of Alabama, provide for their election and prescribe their duties, powers, qualifications, terms of office and compensation; to provide for the disposition of fees collected by said board; to provide fees and funds for enforcing said act; to provide for enforcing said act; to allow the board of dental examiners of Alabama to enter into reciprocity agreements with like boards of other states; to provide penalties and punishment for the violation of the provisions of said act; to provide for any unconstitutionality of said act, and to repeal all general and local laws in conflict with said act," and approved August 31st, 1915, by amending sections 1 (A), 17 and 18 thereof, and by adding thereto an additional section.

S. 546. For the creation, organization and maintenance of stump and land clearing districts in the State of Alabama for the purpose of clearing and stumping land or lands, not now fitted for agricultural purposes, for sanitary or agricultural purposes, or when the same may be conducive to the public health, convenience or welfare, or of public utility or benefit, by clearing or stumping or otherwise; to define the privileges, powers, duties and liabilities of such stump and land clearing districts, the officers and agents thereof; to provide for the levying of taxes upon the property in said clearing district or districts authorizing the issuance of bonds by such stump and land clearing districts; and giving to said stump and land clearing districts full power to acquire such machinery, tools, lands and property as may be necessary and proper for its purposes.

S. 358. To amend sections 1 and 4 of an act, approved April 18, 1911, and entitled, "An act to regulate the mining of coal in Alabama."

S. 718. To amend section 1952 of the Code of Alabama of 1907.

S. 528. To authorize the governor to provide a suitable site for the establishment of a sanatorium for the use of the Alabama sanatorium for consumption and tuberculosis conditioned upon the sale of the present site for such use located in Cullman county, Alabama, and consisting of about four hundred and sixty (460) acres heretofore acquired under the authority of section 777 of the Political Code of Alabama; also to authorize the governor to sell and convey the said land heretofore acquired for such site, and out of the proceeds of such sale to purchase a suitable site for such sanatorium; provided that the sanatorium to

be so acquired may be located and established, with the governor's approval, on any lands suitable for such purpose, now owned by the State, and if so located and established on such lands now owned by the State, then the proceeds of such sale to be covered into the general funds of the treasury.

S. 306. To define optometry; to provide for the regulation thereof; to provide for the examination of applicants to practice optometry in Alabama; to provide for the issuing of licenses and certificates and the registration and display thereof; to provide for reports by probate judges of said registrations; to provide for the revoking or refusing to issue said licenses and certificates; to provide for a State board of optometry; to provide for the appointment of members thereof, and prescribe their duties, powers, qualifications, terms of office and compensation; to provide for the disposition of fees collected by said board; to provide fees and funds for enforcing said act; to provide for enforcing said act; to allow the board to enter into reciprocity agreements with like boards of other states; to provide penalties and punishment for violations of the provisions of said act; and to repeal all general and local laws in conflict with said act.

S. 736. To make an appropriation for the State normal school for colored teachers located at Montgomery.

S. 499. To make an appropriation for the purchase of grounds and buildings, for the erection of additional buildings, for the repair of buildings and improvements of grounds, and for the equipment of the State normal school at Daphne, Alabama.

S. 731. To make an appropriation to the State board of education.

S. 521. To create the department of examiners of accounts, to prescribe its powers, duties and functions, provide for the appointment of a chief examiner and assistant examiners, to regulate the duties and compensation of such officials and to provide clerical help for said department.

S. 763. To provide an appropriation for the relief of needy Confederate soldiers, sailors and their widows.

S. 320. To designate the persons who are authorized to purchase, have shipped from outside of the State, receive, accept delivery of, possess and use wines for sacramental or religious purposes; and to prescribe the procedure for procuring and having the same shipped from outside of the State.

S. 206. To amend sections 3, 4 and 5 of an act entitled, "An act to create a State harbor commission to be known as the 'State harbor commission,' define its jurisdiction, powers and duties,

and prescribe the mode of procedure and penalties for violation of this act, and to repeal all laws in conflict therewith." Approved September 25th, 1915.

S. 711. To amend sections 23, 24, 28, 29 and 33 of an act entitled, "An act providing for the registration, licensing, identification and regulation of motor vehicles operated upon the public highways of this State; and fixing liability for persons riding therein, and providing penalties and punishments for violations of the provisions of said act, approved April 22nd, 1911.

S. 657. To provide for the appointment of deputy registers and deputy clerks for circuit courts in judicial circuits composed of one county having two or more judges, and to prescribe the duties and fix the compensation and salary of such deputies.

S. 762. To provide for the collection and distribution of license, privilege, income and franchise taxes which are required to be prorated among the State and any of the counties, cities and towns thereof.

S. 515. To amend section 3860 of the Civil Code of Alabama so as to authorize and provide the procedure for suits by the State of Alabama for the condemnation of lands for public uses.

S. 369. To authorize and empower the court of county commissioners, the board of revenue, or other governing body of the several counties of this State to issue interest bearing warrants of the county in settlement of debts or other obligations incurred in the construction or maintenance of public roads or money borrowed for tick eradication or necessary public buildings, or as a security for money borrowed for the payment of such debt or obligation and to issue and sell interest bearing warrants to secure funds for the payment of such debt or obligation and to regulate and prescribe the method of issuing such interest bearing warrants.

S. 336. To provide for the election of a county solicitor in all counties in Alabama having a population of not less than 30,800 and not more than 30,900, according to the Federal census of 1910, or any subsequent Federal census, to fix his term of office and compensation, and prescribe his qualifications and duties.

S. 593. To provide and submit to the qualified electors of the State of Alabama at an election to be held on the first Monday after the expiration of three months from and after the final adjournment of the present session of the Legislature at which this amendment is proposed, an amendment to the Constitution of the State of Alabama, whereby the following municipal corporations: Tuscumbia, Sheffield, Hurtsboro, Russellville, Lanett, Demopolis, Pell City, Heflin, Columbiana, Carrollton, Opelika,

Fairhope, Pine Hill, Scottsboro, Stevenson, Ashland, Brewton, Pollard, Flomaton, Atmore, Inglenook, Tuskegee, Aliceville, Gordo, Reform, Livingston, Camden, Monroeville, Phoenix and Girard, Birmingham, Bessemer, Huntsville, Florence and Selma, Athens, Anniston, Jacksonville, Auburn, Fairfield, Carbon Hill and LaFayette, in the State of Alabama, may levy and collect a rate of taxation on the property situated therein not exceeding in the total in any one year one and one-half per centum of the value of such property as assessed, as provided by the Constitution and statutes now or hereafter enacted pursuant to the Constitution; provided, that the total rate of taxation levied by such municipal corporations shall not in any one year exceed one (1) per centum, unless the rate in excess thereof shall have been submitted to and authorized by ballot by the qualified electors of such municipal corporations, respectively, at elections to be held by them from time to time for such purposes and to provide for such elections.

S. 530. To make an appropriation for the relief of John W. Abercrombie.

S. 585. To submit to the qualified electors of the State an amendment to section 93 of the Constitution of Alabama as amended in 1908.

S. 368. To provide for the establishment, maintenance, repair, and regulations of public highways; including bridges and ferries in St. Clair county.

S. 761. To require every State official, or official holding office under the authority of the State, and who is paid a salary or receives pecuniary profit for his services as such official, and whose office or post of duty is located in the capitol building or in the city of Montgomery, to reside or live in or sufficiently near to the city of Montgomery as that such office or post of duty shall be reasonably accessible to him daily, and to provide for the impeachment or removal of such official on failure to comply with the requirements of this act.

S. 511. To amend and consolidate sections 54, 55, 56, 57 and 58, of the Code, and the act of April 7, 1911, and the act of March 9, 1915, all relating to the "Canebrake Agricultural Experiment Station" at Uniontown, Alabama.

S. 709. To provide a fund out of which the salaries of the judges of the county court shall be paid, and to fix the amount of such salaries in counties having a population of more than eighteen thousand and less than eighteen thousand three hundred, according to the Federal census of 1910 or any subsequent Federal census.

S. 746. To amend an act to better secure the administration of the financial affairs of the State in respect to expenditures and appropriations; and for that purpose to establish a State budget commission, and prescribe rules and regulations governing the same, approved February 11, 1919, by adding thereto a provision for the payment by the State for the services of the members of the State budget commission.

S. 559. To provide for the expense of this session of the Legislature.

S. 486. To amend an act of the Legislature of Alabama entitled, "An act to amend section 3795 of the Code of Alabama of 1907.

S. 394. For the relief of T. H. Pearson.

S. 350. To create the Alabama art commission, and to prescribe its powers and duties.

S. 240. To provide for the inspection of all public or private hospitals, reformatories, houses of detention, convents, asylums, sectarian seminaries, schools or other institutions in the State of Alabama; to authorize the appointment of inspectors, and to provide penalties for the violation of any of the provisions hereof.

S. 241. To prohibit involuntary servitude or forcible detention in public or private hospitals, reformatories, houses of detention, convents, asylums, sectarian seminaries, schools or institutions, and providing penalties therefor.

S. 212. To declare the eleventh day of November in each and every year a memorial day for the Alabama soldiers who died in the recent war, and to make the day a legal holiday in Alabama.

S. 186. To amend section 4713 of the Code of Alabama of 1907.

S. 237. To change the name of the Mount Vernon Hospital to that of "The Searcy Hospital."

S. 302. To authorize solvent banks to voluntarily liquidate and to provide the method.

S. 332. To amend an act entitled, "An act to regulate the employment of minor children within the State of Alabama; to prohibit the employment of minors under certain conditions; to provide for the inspection, and regulation of establishments, occupations, places and premises where minors are employed; to entrust the enforcement of the provisions of this act to the State prison inspector; to punish violations of this act, and approved February 24, 1915.

W. F. Miller,
Secretary.

SIGNING OF SENATE BILLS.

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing message from the Senate.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has received the accompanying message from the governor, proposing an amendment to the bill:

S. 731. To make an appropriation to the State board of education.

And the Senate has concurred in and adopted the amendment proposed by the governor to the bill by a vote of a majority of the whole number elected to the Senate: Yeas, 21; nays, 0.

Said governor's message being in words and figures as follows:

Gentlemen of the Senate:

I return herewith Senate bill No. 731 with the following amendment, to-wit:

Amend the bill by adding thereto section 1½ to read as follows:

"Section 1½. That there is hereby appropriated out of any monies in the State Treasury not otherwise appropriated to be released in the discretion of the governor, the additional sum of fifty thousand (\$50,000) dollars for the fiscal year beginning October 1, 1919, and a like sum for each and every year of the quadrennium to be used for the same purposes and to be drawn in the same manner as the appropriation made under section 1 above, provided that no part of the funds appropriated under this section shall be released after January 1, 1923, and the provision for such appropriation shall become void and inoperative from and after such date."

Respectfully,

Thos. E. Kilby,
Governor.

And sends same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Dickson, the House concurred in and adopted the amendment proposed by the governor to the bill, S. 731, said amendment being set out in the above and foregoing Senate message.

Yeas, 59; nays, 2.

Yeas:

Messrs:

Mr. Speaker	Christopher	Hare	Milford
Albright	Cliett	Hawkins	Moorer
Alexander	Cobbs	Holmes (Baldwin)	Oakley
Allen	Crump	Howle	Orr
Andrews	Dansby	Ingram	Peters
Arnold	Dickson	Jones (Escambia)	Pittman
Baker	Edwards (Dallas)	Jones (Marengo)	Preston
Benners	Ellis (Elmore)	Jones (Montgomery)	Reynolds
Blunt	Graham (Autauga)	Johnson	Sparks
Bracken	Graham (Clarke)	Lee (Butler)	Stoddard
Brindley	Guy	Lee (Perry)	Tompkins
Burks	Hall (Henry)	Long (Sumter)	Trammell
Calvert	Hall (Marion)	Longshore	Waddell
Carnley	Hale	Lynne	Williams
Christian	Hardaway	Matthews (Wilcox)	

—59

Nays:

Messrs:

Long (Butler)	Oliver	
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MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate bills:

S. 367. To provide for the payment and retirement of claims against the fine and forfeiture fund of Cullman county, Alabama.

S. 658. To require all companies, corporations, lessees, owners or receivers of any railroad or railway company operating passenger cars in this State to cause the doors and windows of such cars to be screened, under regulations to be adopted by the Alabama public service commission.

S. 596. To regulate the holding of elections in all counties in this State having more than 35,000 population, according to the last or any succeeding Federal census.

S. 463. To fix the salary of the judge of the county court in all counties having a population of not less than 32,900 and not more than 33,000 or any subsequent Federal census.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted the House amendment to the following Senate bills:

S. 222. To amend sections 11, 18 and 32 of an act entitled, "An act to prescribe the qualifications of jurors and regulate the

selection, drawing and summoning of jurors, and prescribe the qualifications and provide for the appointment of jury commissioners and clerks of such commissions and regulate the empanelling of grand and petit juries in all the courts of this State," approved August 31, 1909.

Also:

S. 696. To fix the salary of the judge of the county court in all counties having a population of not less than twenty-eight thousand six hundred and seventy (28,670) and not more than ~~twenty-eight thousand seven hundred and twenty~~ (28,720) according to the Federal census of 1910 and provide for the payment of the same.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The President and presiding officer of the Senate having signed the following Senate bills, your signature thereto is requested:

S. 741. To amend section 5982, Code 1907.

S. 745. To amend section 5992, Code 1907.

S. 463. To fix the salary of the judge of the county court in all counties having a population of not less than 32,900 and not more than 33,000, according to the last or any subsequent Federal census.

S. 696. To fix the salary of the judge of the county court in all counties having a population of not less than twenty-eight thousand six hundred and seventy (28,670) and not more than twenty-eight thousand seven hundred and twenty (28,720) according to the Federal census of 1910 and provide for the payment of the same.

S. 740. To amend an act to provide a stenographer for the Supreme Court reporter, to fix the salary of same and to make appropriations to pay such salary, approved April 24, 1911 (Acts 1911, p. 723).

S. 743. To amend section 52 of the Code of Alabama of 1907.

S. 314. To provide for instruction in regard to the humane protection of animals in the public schools.

W. F. Miller,
Secretary.

SIGNING OF SENATE BILLS.

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the

reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing message from the Senate.

MESSAGE FROM THE GOVERNOR.

The House received the following message from the governor proposing an amendment to the bill, H. 619:

Gentlemen of the House of Representatives:

I herewith return House bill No. 619 without my approval, and suggest the following amendment which if adopted will meet my objection to the bill, namely: Amend article 3 where the same reads "said board of revenue may levy a privilege wheel or vehicle tax on all vehicles using the public roads of the county and provide the time and method of the payment of same," so that immediately following said words in article 3 there shall be added the following:

"Provided that if the general revenue act, or any general act, enacted or to be enacted by this Legislature shall include provisions fixing and regulating the general license or privilege taxes on vehicles of any kind however propelled or driven for the use of the State and the counties of the State, and providing that the proceeds of such privilege or license taxes shall be apportioned between the State and the counties of the State, such provisions and such apportionment of such license or privilege taxes under any such general law shall take precedence of and shall be in lieu of the privilege or license taxes authorized to be levied and collected under this act to the extent covered by such general act, and provided further that all provisions of this act fixing or levying any privilege or license taxes in conflict or inconsistent with the provisions of any such general law shall be void and of no operation and effect."

Respectfully,
Thos. E. Kilby,
Governor.

On motion of Mr. Brindley, the House concurred in and adopted the amendment proposed by the governor to the bill, H. 619, said amendment being set out in the above and foregoing message from the governor.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Christian	Graham (Clarke)	Lewis
Adams	Christopher	Hall (Henry)	Long (Sumter)
Alexander	Clayton	Hall (Marion)	Longshore
Allen	Cliett	Hale	Lynne
Andrews	Cobbs	Hare	Matthews (Wilcox)
Arnold	Dansby	Holmes (Baldwin)	Milford
Austin	Deese	Howle	Murphree
Blunt	Dickson	Ingram	McLeod
Bracken	Edwards (Dallas)	Johnson	Orr
Brindley	Ellis (Elmore)	Jordan	Parker
Burks	Graham (Autauga)	Lee (Perry)	Peters

Pittman
Reynolds
Ross
Russell

Seale
Shaw
Sherrod
Sparks

Stoddard
Tompkins
Trammell
Van de Graff

Waddell
Whorton
Wilson
Woodard

—60

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate has concurred in and adopted the amendment proposed by his excellency, the governor, to the bill :

H. 995. To provide for the construction, care, maintenance, and improvement of the public roads of Franklin county : to provide funds, regulations, penalties, and officers to insure such constructions, care, maintenance and improvement ; to provide a county superintendent of roads, prescribe his qualifications, method of selection, term of office, salary, duties, powers ; to prescribe in general the records to be kept by said superintendent ; to provide that the court of county revenue shall have full powers over the road system ; to provide beat supervisors, sections, overseers, and other persons to carry out said work on the road system of the county ; to prescribe the duties of individuals and corporations in regard to the enforcement of said road law.

By a vote of a majority of the whole number elected to the Senate, said vote being : Yeas, 20 ; nays, 0.

And returns same herewith to the House.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate has concurred in and adopted the amendment proposed by his excellency, the governor, to the bill :

H. 619. To create and establish a board of revenue in and for Morgan county, Alabama, in the place and stead of the commissioners' court now existing in said county, and abolishing said commissioners' court ; to divide said county of Morgan into four districts, defining the boundaries thereof ; providing that the present county commissioners shall be the members of said board of revenue for their unexpired term ; fixing the term of office and providing for the election of subsequent members thereof ; defining the jurisdiction of said board of revenue ; fixing their compensation ; conferring upon said board of revenue and the individual members thereof all the jurisdictions, powers, and authority granted by law to county commissioners and to commissioners' courts and boards of revenue in this State ; authorizing the

appointment by said board of revenue of a county auditor and a superintendent of public roads; providing for the holding of monthly meetings of said board of revenue beginning on the second Monday in each month; providing for the repeal of all laws in conflict with this act, and fixing the time when this act shall become operative.

By a vote of a majority of the whole number elected to the Senate, said vote being: Yeas, 21; nays, 0.

And returns same herewith to the House.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in the House amendment to:

S. 451. To fix the compensation of members of the boards of revenue in this State in counties which now have or which may hereafter have a population of eighty-two thousand people and not exceeding two hundred thousand people, according to the last Federal census, or any such census which may hereafter be taken, and to provide for the payment of such compensation.

W. F. Miller,
Secretary.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in the House amendment to:

S. 549. To regulate costs, charges and fees in trials before the county courts and to provide for the collection thereof; to fix the salaries of the judges of the county courts and to provide for their payment; to provide for clerks of the county court and to regulate their compensation.

W. F. Miller,
Secretary.

MESSAGE FROM THE GOVERNOR.

The House received the following message from the governor:

Gentlemen of the House:

I herewith return House bill No. 760, without my approval. It violates section 105 of the Constitution in that it attempts by special or private law to grant the aggregate amount of a Confederate soldier's pension, for the period of five years, during which his name was omitted from the pension rolls, although, by the express terms of the general law (Acts 1915, p. 143) the county board of pension examiners can give the precise relief included in this bill. See, also, Acts 1911, section 35, page 699.

The general law was enacted for the purpose of affording speedy relief by the county board of each soldier's home county so that there should be no need to appeal to the Legislature for relief.

Respectfully,
Thos. E. Kilby,
Governor.

GOVERNOR'S MESSAGE.

On motion of Mr. Pittman, the bill, H. 760, was laid upon the table.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has passed the following House bills and returns same herewith to the House:

H. 757. To amend section 3503 of the Code of Alabama of 1907.

H. 862. To better secure compliance with the laws of Alabama, requiring instruction of all pupils in public schools, and in all schools and colleges supported in whole or in part by public money, or under State control, with reference to the effect of alcoholic drinks, stimulants and narcotics upon the human system.

H. 475. To authorize the personal representative, by appointment of a court having jurisdiction in any other State than the State of Alabama, to receive and collect indebtedness owing to deceased by a person who is a resident of Alabama, and to execute receipt and discharge therefor.

H. 492. To make an appropriation out of the State treasury to pay premiums on Alabama raised steers and to provide how and by what means said amount shall be paid.

H. 775. To repeal an act entitled "An act to provide for the payment of witnesses before the grand juries and State witnesses in all criminal cases, and of the sheriff of the county of Crenshaw and clerks of the circuit court and county court in and for said county in criminal cases, where the State fails to convict, out of the general funds of Crenshaw county, Local Acts 1915, page 361, approved September 10th, 1915."

And returns same herewith to the House.

W. F. Miller,
Secretary.

RECESS.

The House, on motion of Mr. Long of Butler, recessed until 8:30 tonight.

NIGHT SESSION.

The hour having arrived, the House reconvened.

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate has amended as therein shown, and as amended has passed the following House bills:

H. 418. To authorize the boards of revenue or county commissioners of the separate counties of the State of Alabama to indemnify owners of cattle for injuries, damages or deaths caused by dipping such cattle in compliance with the laws of the State and with the rules and regulations of the State live stock sanitary board.

H. 281. For the protection of human beings and of live stock of all kinds. To impose a license on dogs over the age of three months and to provide further that dogs running at large, except fox hounds and deer hounds wearing collars upon which the owners' names and addresses are printed or written, shall wear muzzles; to require the registration of all dogs by the probate judge in their respective counties; to provide for the necessary supplies to carry this act into effect and to provide for compensating the probate judge for his services as required herein; to provide that the funds derived from the license on dogs herein imposed by this act shall be paid to the county treasurer and kept separate and apart, and shall be known as the dog tax fund which fund shall be used in defraying the traveling expenses to and from the State Pasteur Institute of persons who have been bitten by mad dogs and who are unable to defray their own expenses, also their expenses while under treatment at this institute; likewise the funds created by this act shall be used in remunerating persons who sustain loss from dogs crippling or killing their live stock and poultry, and to provide that at the end of each fiscal year the balance remaining in the dog tax fund shall be paid by the county treasurer to the county board of education for distribution among the public schools of the county, in which the license is collected, and apportioned to the different school districts in proportion to the amount of licenses collected in such district.

H. 898. To amend sections 2, 10, 11, 12, 13 and 17 of an act entitled "An act to provide for and regulate the manufacture and sale of "commercial feeding stuffs" in Alabama; to further provide for registration, tagging, sampling and analyzing "commercial feeding stuffs" and to fix penalties for violations of this act," so as to regulate the sale of 'commercial feeding stuffs'; to

define the same and to prohibit the adulteration thereof, to provide for their correct weight, sampling, analyses, and marketing; to authorize the commissioner of agriculture and industries to prescribe rules and regulations for carrying out the provisions of this act; to establish in the department of agriculture and industries, a division of foods, feeds and drugs, to be charged with the execution of this act; to authorize the commissioner of agriculture and industries to appoint an assistant as supervisor of said division, and to appoint other necessary clerical assistance; to provide for the payment of salaries and expenses out of the funds accruing hereunder; and to fix penalties for violations of this act. Approved Feb. 15th, 1919.

And returns same herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Lynne, the House concurred in and adopted the Senate amendment to the bill, H. 418, said Senate amendment being as follows:

Amend title H. 418 by inserting after the words "Alabama" the word "in their discretion."

Amend section 1 of the bill by adding after the word "authorized" the words: "in their discretion."

Amend section 1 by adding at the end thereof the words: "or by any negligence on the part of any officer or employee of the State or the State live stock sanitary board and where the negligence of the owner or person in charge of such cattle has not contributed to the injury, damage or death."

Yeas, 64; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cliett	Howle	Pittman
Adams	Cobbs	Ingram	Reynolds
Alexander	Dansby	Johnson	Ross
Allen	Deese	Jordan	Russell
Andrews	Dickson	Lee (Perry)	Seale
Arnold	Edwards (Dallas)	Lewis	Shaw
Austin	Ellis (Elmore)	Long (Sumter)	Sherrod
Benners	Gilbert	Longshore	Sparks
Blunt	Graham (Autauga)	Lynne	Stoddard
Bracken	Graham (Clarke)	Matthews (Wilcox)	Tompkins
Brindley	Guy	Milford	Trammell
Burks	Hall (Henry)	Murphree	Van de Graff
Carnley	Hall (Marion)	McLeod	Waddell
Christian	Hale	Orr	Whorton
Christopher	Hare	Parker	Wilson
Clayton	Holmes (Baldwin)	Peters	Woodard

On motion of Mr. Holmes of Baldwin, the House concurred in and adopted the Senate amendment to the bill, H. 281, said Senate amendment being as follows:

Amend section 5 by striking out all the words in line four after the word "year."

Amend further by striking out all of section (7).

Amend further by striking out all of the words in section 9 after the word "tag" in line four of said section.

Add to the end of the bill: "provided the provision of this bill shall not repeal or invalidate the 'local dog law' for Dallas county or affect the provisions thereof."

Amend H. 281 by striking from the caption wherever they occur "the probate judge" and inserting in lieu thereof the words "circuit clerk."

Amend by striking from the bill wherever they occur the words "probate judge" and insert in lieu thereof the words "circuit clerk."

Yeas, 67; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Jones (Marengo)	Parker
Adams	Dansby	Jones (Montgomery)	Peters
Alexander	Dickson	Johnson	Pittman
Allen	Edwards (Dallas)	Lawson	Preston
Andrews	Ellis (Elmore)	Lee (Butler)	Reynolds
Arnold	Graham (Autauga)	Lee (Perry)	Ross
Baker	Graham (Clarke)	Long (Sumter)	Russell
Barganier	Griffin	Longshore	Seale
Blunt	Hall (Henry)	Lynne	Shaw
Bracken	Hall (Marion)	Matthews (Wilcox)	Simpson
Brindley	Hale	Milford	Stoddard
Burks	Hare	Moorer	Tompkins
Carnley	Hawkins	Murphree	Trammell
Christian	Holmes (Baldwin)	McLeod	Van de Graff
Christopher	Howle	Oakley	Williams
Cliett	Ingram	Oliver	Woodard
Cobbs	Jones (Escambia)	Orr	

—67

On motion of Mr. Brindley, the House concurred in and adopted the Senate amendment to the bill, H. 898, said Senate amendment being as follows:

Amend House bill 898 by striking out section 2 thereof and all reference thereto in the caption and in section 1 of the bill.

Amend section 12 of House bill 898 by striking out the second sentence thereof, and by striking out of the third sentence thereof the words "and providing that nothing herein shall prevent the sale of ground whole ear corn of itself and not mixed with other substance but the."

Yeas, 70; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Jones (Escambia)	Orr
Adams	Dansby	Jones (Marengo)	Parker
Alexander	Deese	Jones (Montgomery)	Peters
Allen	Dickson	Johnson	Pittman
Andrews	Edwards (Dallas)	Jordan	Preston
Arnold	Ellis (Elmore)	Lawson	Reynolds
Baker	Graham (Autauga)	Lee (Butler)	Russell
Barganier	Graham (Clarke)	Lewis	Salter
Benners	Guy	Long (Sumter)	Seale
Blunt	Hall (Henry)	Longshore	Shaw
Bracken	Hall (Marion)	Lynne	Simpson
Brindley	Hale	Matthews (Wilcox)	Sparks
Burks	Hardaway	Milford	Stoddard
Carnley	Hare	Moorer	Tompkins
Christian	Hawkins	Murphree	Van de Graff
Christopher	Holmes (Baldwin)	McLeod	Williams
Cliett	Howe	Oakley	Woodard
Cobbs	Ingram		

—70

REPORT OF CONFERENCE COMMITTEE.

The Committee of Conference on the disagreement of the two houses on the Senate amendment to the bill:

H. 1042. To further provide for and regulate the duties of the courts of county commissioners, or boards of revenue, in the purchase and preparation of food supplies for feeding prisoners under charge, or under conviction, of any indictable offense, confined in the county jail over which they have jurisdiction, and in making provision out of the county treasury for suitable food, clothing, lodging, medicine, and medical attention, for such of the convicts sentenced to jail, with or without hard labor for the county, as are not let to hire, under the provisions of article 5, chapter 191, of the Criminal Code of Alabama, and in the employment of such convicts, sentenced to hard labor, for the county, as are ordered to labor on the public works of the county, and to further regulate and make provision for the reception, and safekeeping and feeding of convicts while being conveyed to the penitentiary, and to further regulate the accounting and payment for feeding prisoners in the county jails.

made the following report:

To the Legislature of Alabama:

We, your Committee on Conference on the differences between the two houses in the matter of H. 1042, in regard to the feeding of prisoners in county jails, respectfully report:

We recommend that the Senate recede from its amendments to the bill, and that the bill be amended as follows:

Amend the title so as to read as follows: "To regulate the feeding of prisoners in the county jails."

Amend section 1 to read as follows:

Section 1. It shall be the duty of the court of county commissioners or board of revenue, as the case may be, to have supervision and control of the feeding of all prisoners in the county jail in the county over which they have jurisdiction, and to make provision out of the county treasurer for suitable food, clothing, lodging, medicine and medical attention for the prisoners confined therein.

Amend section 2 to read as follows:

Section 2. The court of county commissioners or board of revenue of the county may, with the approval of the State prison inspector, make a contract with the sheriff or jailor or with any other person for the feeding of the prisoners at a price not in excess of the amount now fixed by law. Such contract shall be subject to cancellation at the direction of the State prison inspector. In all cases where the prisoners are fed under contract by any person, other than the sheriff or jailor, the sheriff shall be allowed five cents per day for each prisoner to compensate him for services in and about the feeding of such prisoners, not to be less than seventy-five cents per day for each day.

Amend section 3 to read as follows:

Section 3. The court of county commissioners or board of revenue may, if they so determine, purchase the necessary supplies for feeding the prisoners, and may by contract arrange with the sheriff, jailor, or any other person to prepare the meals for said prisoners, and in case of a purchase of supplies by said court of county commissioners or board of revenue they shall keep a record of all purchases, showing an itemized statement of the articles purchased, the price paid, time when, and the name of the person, firm, or corporation from whom the purchase was made.

Amend said bill by adding section 3½ to read as follows:

Section 3½. It shall be the duty of the sheriff of the county, in person, or by his deputy or jailor to feed the prisoners in all counties where the same shall be required of him by the court of county commissioners or board of revenue, with the approval of the State prison inspector, in accordance with the terms of this act.

Amend section 4 to read as follows:

Section 4. The person contracting to feed the prisoners or to prepare their meals shall keep a record which shall set out the

number and names of prisoners by sex and race, and whether they are State, county, city, Federal or other prisoners confined in the jail, and of each day of confinement of each prisoner both before and after conviction, the number of meals furnished and the kind and quantity of food supplied. Not less than two substantial meals a day shall be provided for each prisoner. It shall be the duty of the court of county commissioners or board of revenue to see that the food for the inmates or the jail is nutritious, clean, wholesome, properly prepared and served, and of sufficient quantity and variety, and to have all kitchens where food is prepared for the prisoners, adequately screened against flies and kept clean at all times.

Amend section 11 to read as follows:

Section 11. This act shall go into effect January 1, 1920.

Respectfully submitted,

Chauncey Sparks,

F. K. Hale,

Committee on part of the House.

W. P. Acker,

A. H. Carmichael,

C. S. McDowell, Jr.,

Committee on part of the Senate.

On motion of Mr. Sparks, the House concurred in and adopted the report of the Committee of Conference on the disagreement of the two houses on the Senate amendment to the bill, H. 1042.

Yeas, 42; nays, 21.

Yeas:

Messrs:

Mr. Speaker	Carnley	Ingram	Preston
Adams	Cliett	Jones (Escambia)	Russell
Allen	Cobbs	Jones (Marengo)	Seale
Andrews	Dansby	Jordan	Shaw
Arnold	Dickson	Lewis	Sparks
Baker	Graham (Autauga)	Lynne	Tompkins
Blunt	Hall (Henry)	Murphree	Trammell
Bracken	Hall (Marion)	McLeod	Van de Graff
Brindley	Hale	Oliver	Williams
Burks	Hardaway	Orr	Woodard
Calvert	Holmes (Baldwin)		

—42

Nays:

Messrs:

Alexander	Johnson	Milford	Sherrod
Christian	Lee (Perry)	Oakley	Simpson
Edwards (Dallas)	Long (Butler)	Parker	Smith
Graham (Clarke)	Longshore	Pittman	Stewart
Guy	Matthews (Wilcox)	Reynolds	Tunstall
Howle			

—21

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate has concurred in and adopted the conference report on the disagreement of the two houses on the Senate amendment to the bill :

H. 1042. To further provide for and regulate the duties of the courts of county commissioners, or boards of revenue, in the purchase and preparation of food supplies for feeding prisoners under charge, or under conviction, of any indictable offense, confined in the county jail over which they have jurisdiction, and in making provision out of the county treasury for suitable food, clothing, lodging, medicine, and medical attention, for such of the convicts sentenced to jail, with or without hard labor for the county, as are not let to hire, under the provisions of article 5, chapter 191, of the Criminal Code of Alabama, and in the employment of such convicts, sentenced to hard labor, for the county, as are ordered to labor on the public works of the county, and to further regulate and make provision for the reception, and safekeeping and feeding of convicts while being conveyed to the penitentiary, and to further regulate the accounting and payment for feeding prisoners in the county jails.

And returns same herewith to the House.

W. F. Miller,
Secretary.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Speaker :

Your Committee on Enrolled Bills begs leave to report that it has examined the following bills :

H. 335. To amend section 813 of the Code of Alabama, as amended by section 3 of an act to amend sections 811, 812, 813, 814, 815, 818 and 819 of the Code of Alabama, approved September 28, 1915.

Also :

H. 1046. To amend section 1 of an act entitled, "An act to provide for the election of a solicitor for each judicial circuit in the State; to fix his compensation; authorize the appointment or election of deputy solicitors and assistant solicitors, prescribe their duties and authority, and fix their compensation," approved September 25, 1915.

Also :

H. 944. To provide for the establishment and maintenance of public libraries by counties, to provide for their government and supervision, and to authorize the co-operation and affiliation

of rural, town and village school libraries with any libraries so organized.

Also:

H. 633. To provide a turn-out time for stock in beat 3, in Coffee county, Alabama.

Also:

H. 842. To encourage the manufacture of air nitrates in the State of Alabama by exempting from taxation the plants, products and other property of any person, firm or corporation acquiring either by lease or purchase, any factory or plant already built in this State for the production and manufacture of atmospheric nitrogen.

Also:

H. 656. To authorize and empower cities and towns of the State of Alabama to contract with the United States of America, the State of Alabama, and any county of the State of Alabama, for the construction or improvement, or the reconstruction or reimprovement of streets, avenues and highways, when such streets, avenues or highways are established, constructed, reconstructed, improved or reimproved by the United States government, the State of Alabama, or any county of the State of Alabama, and to agree upon the proportionate share of the cost of such assessment to be paid by any municipality; and to provide for the assessment of the same against the property benefited; and to authorize the issuance of bonds for such public improvements; and to provide that such proceedings shall be governed by the general laws of Alabama relating to assessments for public improvements, except as herein provided.

Also:

H. 961. To confer final jurisdiction of bastardy cases on inferior courts or courts established in lieu of justices of the peace, by whatsoever name called, in counties, having a population of 150,000 or more, according to the last or any subsequent Federal census.

Also:

H. 900. To confer additional powers, authority and jurisdiction on and to further prescribe the duties of the board of control and economy created by the act of the Legislature, approved February 13, 1919; to abolish the board of convict inspectors and the offices of the members and employees thereof and to confer upon the State board of control and economy all the power, authority and jurisdiction heretofore exercised by or under the authority of the State board of convict inspectors, and additional powers and authority, including authority and power to provide for the segregation, care, custody and treatment of tubercular

persons; and to impose upon the board of control and economy all the duties heretofore required of the State board of convict inspectors and additional duties; to confer upon the board of control and economy general supervision and authority over the office of the State prison inspector who shall henceforth discharge the duties of his office in connection with and as part of the work of the State board of control and economy; to confer upon the board of control and economy certain duties and authority with reference to the purchasing and supplies of the public printing and binding, stationery, fuel and paper, and other powers and authority incident to the more efficient control and co-ordination of the business operations of the State; also providing for the necessary appropriations to pay all salaries, wages and other expenses and outlays authorized to be paid or incurred in this and the said original act of February 13, 1919.

Also:

H. 849. To amend section 1313 of the Code of Alabama of 1907.

Also:

H. 751. To further prohibit disturbances at churches, school houses, or at other public places. To prevent injuries to automobiles and other vehicles parked at such places.

Also:

H. 785. To further regulate public gins and ginneries in this State.

Also:

H. 981. To amend sections 10 and 21 of the act of the Legislature of Alabama, entitled "An act to provide for the government by a commission of all cities in Alabama which now have, or which may hereafter have a population of one hundred thousand people, or more according to the last Federal census or any such census which may hereafter be taken, when such cities by an election adopt the provisions of this act; to provide for the selection and election of commissioners and their terms of office; to fix their powers, duties and compensation; to punish improper conduct in connection with the election of said commissioners, and to otherwise provide for the creation, conduct and maintenance of said commission form of government, and to repeal all laws and parts of laws in conflict with the provisions of this act," approved September 25, 1915, be amended so as to read as follows:

Also:

H. 762. To fix the salary of the judge of the county court in all counties having a population of not less than twenty-three thousand one hundred and fifty (23,150) and not more than

twenty-three thousand two hundred and fifty (23,250)) according to the Federal census of 1910 or any subsequent Federal census, and provide for the payment of the same.

Also:

H. 691. To amend sections 1, 2 and 3 of an act to amend sections 3264 and 3265, and repeal sections 6647 of the Code of 1907," said act being approved September 22nd, 1915.

Also:

H. 256. To authorize and empower counties, cities and towns to appropriate moneys out of their general funds for the maintenance and support of municipal bands and other musical organizations for public entertainment.

Also:

H. 442. To change the name of the "Mercy Home Industrial School for Girls," located at Birmingham, Alabama, to the Alabama Vocational School for Girls, and to provide appropriations for the support, maintenance and improvement of the same.

Also:

H. 813. To amend section 7000 of the Code of Alabama, 1907.

Also:

H. 835. To authorize the commissioners or other governing authorities in all cities of the State of Alabama which have a population of as many as twenty-five thousand and less than fifty thousand people, according to the last Federal census, or which shall hereafter have such population according to any Federal census that may be taken hereafter, to make contributions or expenditures to civic or commercial organizations located in such cities where such expenditure or contribution is for the purpose of advancing the best interests of such cities.

Also:

H. 323. To provide for the establishment, discontinuance, construction, use, working and maintenance of the public roads and bridge of Lamar county, Alabama. To define the duties and powers of the court of county commissioners of Lamar county with regard to same, and to fix penalties for violation of the rules and regulations of the public road law of Lamar county and the State of Alabama.

Also:

H. 935. To amend section 153 of the Code of Alabama.

Also:

H. 524. For the relief of Honor McNicholas, John Muldowney, Mary Muldowney Walsh, Martin J. Muldowney, Andrew George Muldowney and Nora Muldowney O'Hara.

Also:

H. 727. To make an appropriation for certain fencing required for the Confederate Soldiers' Home at or near Mountain Creek.

Also:

H. 757. To amend section 3503 of the Code of Alabama of 1907.

Also:

H. 492. To make an appropriation out of the State treasury to pay premiums on Alabama raised steers and to provide how and by what means said amount shall be paid.

Also:

H. 191. To promote the public health, convenience and welfare by leveeing, ditching, draining and pumping out the water from the wet, swamp and overflowed lands, in all counties of Alabama having in them incorporated cities which now have or which may hereafter have a population of as much as fifty thousand and less than one hundred and twenty-five thousand people, according to the last Federal census, or any such census which may hereafter be taken, and providing for the establishment of levee or drainage districts for the purpose of enlarging or changing any natural water courses, and for digging ditches or canals for securing better drainage, or providing better outlets for drainage, for building levees or embankments and installing tide gates or pumping plants for the reclamation of overflowed and tidal lands, and prescribing a method for so doing, and providing for the assessment and collection of the costs and expenses of the same, and issuing and selling bonds therefor, and for the care and maintenance of such improvements, when constructed.

Also:

H. 844. To define trusts, monopolies, combines, profiteering and unlawful acts in hoarding, cornering or storing commodities with the purpose and intent to probably influence the price of food, commodities or any necessities of life and to fix civil and criminal liabilities, penalties or punishment and to provide remedies for the enforcement in such cases.

Also:

H. 1037. To provide for the sale of the printed and bound volumes of the reports of the decisions of the Court of Appeals of Alabama; also to authorize the purchase and distribution of compiled amendments to the Constitution of Alabama, and making an appropriation therefor.

Also:

H. 862. To better secure compliance with the laws of Alabama, requiring instruction of all pupils in public schools, and in all schools and colleges supported in whole or in part by public

money, or under State control, with reference to the effect of alcoholic drinks, stimulants and narcotics upon the human system.

Also:

H. 1038. To repeal an act entitled, "An act to authorize and empower the Decatur Land Company, a corporation, to list certain of its lands to tax assessor of Morgan county in acreage." Approved December 13, 1900.

Also:

H. 775. To repeal an act entitled "An act to provide for the payment of ~~witnesses~~ before the grand juries and State witnesses in all criminal cases, and of the sheriff of the county of Crenshaw and clerks of the circuit court and county court in and for said county in criminal cases, where the State fails to convict, out of the general funds of Crenshaw county. Local Acts 1915, page 361, approved September 10th, 1915."

Also:

H. 378. To further suppress the evils of intemperance; to prohibit the manufacture, sale, giving away or having in possession any still, apparatus, appliance or any device or substitute therefor to be used in the manufacture of prohibited liquors and beverages.

Also:

H. 850. For the relief of J. N. Varner, of Conecuh county, Alabama, appropriating to him one hundred forty dollars (\$140.00) out of any funds in the State treasury not otherwise appropriated on account of his name being wrongfully stricken from the pension roll as a Confederate veteran.

Also:

H. 1125. To amend subdivision 84 of section 361 of an act to provide for the general revenue of the State of Alabama, approved September 15th, 1919.

Also:

H. 987. To declare a lien in favor of landlords upon livestock raised or grazed upon rented land.

Also:

H. 995. To provide for the construction, care, maintenance, and improvement of the public roads of Franklin county; to provide funds, regulations, penalties, and officers to ensure such constructions, care, maintenance, and improvement; to provide a county superintendent of roads, prescribe his qualifications, method of selection, term of office, salary, duties, powers; to prescribe in general the records to be kept by said superintendent; to provide that the court of county revenue shall have full powers over the road system; to provide beat supervisors, sections over-

seers, and other persons to carry out said work on the road system of the county; to prescribe the duties of individuals and corporations in regard to the enforcement of said road law.

Also:

H. 726. To create and establish the Alabama Patriotic Society, to define its scope and purposes, to provide for the appointment by the governor of its officers, to prescribe the manner in which their successors shall be chosen, and to define their functions.

Also:

H. 688. To provide for the organization of land owners, of any county, of districts within said county, for the purpose of building, improving and maintaining public roads in such districts, to confer the right of eminent domain to the extent necessary to carry out the purposes of this act, to provide for raising the funds by bond issue or otherwise, to pay the costs of building and maintaining such highways by assessment of the lands in said district in proportion to the benefits received by reason of such improvement.

Also:

H. 418. To authorize the boards of revenue or county commissioners of the separate counties of the State of Alabama in their discretion to indemnify owners of cattle for injuries, damages or deaths caused by dipping such cattle in compliance with the laws of the State and with the rules and regulations of the State live stock sanitary board.

Also:

H. 475. To authorize the personal representative, by appointment of a court having jurisdiction in any other State than the State of Alabama, to receive and collect indebtedness owing to deceased by a person who is a resident of Alabama, and to execute receipt and discharge therefor.

Also:

H. 911. To make an appropriation for the control and eradication of tuberculosis, hog cholera and all other infectious and contagious animal diseases and the materials or things that may spread or carry the cause of such diseases of live stock.

Also:

H. 1042. To regulate the feeding of prisoners in the county jails.

Also:

H. 898. To amend sections 10, 11, 12, 13 and 17 of an act entitled, "An act to provide for and regulate the manufacture and sale of "commercial feeding stuffs" in Alabama; to further provide for registration, tagging, sampling and analyzing "com-

mercial feeding stuffs" and to fix penalties for violations of this act,' so as to regulate the sale of "commercial feeding stuffs;" to define the same and to prohibit the adulteration thereof, to provide for their correct weight, sampling, analyses, and marketing; to authorize the commissioner of agriculture and industries to prescribe rules and regulations for carrying out the provisions of this act; to establish in the department of agriculture and industries, a division of foods, feeds and drugs, to be charged with the execution of this act; to authorize the commissioner of agriculture and industries to appoint an assistant as supervisor of said division, and to appoint other necessary clerical assistance; to provide for the payment of salaries and expenses out of the funds accruing hereunder; and to fix penalties for violation of this act. Approved February 15, 1919.

Also:

H. 767. To appropriate five thousand (\$5,000.00) dollars annually to the Alabama State horticultural society for the promotion of horticulture within the State of Alabama.

Also:

H. 619. To create and establish a board of revenue in and for Morgan county, Alabama, in the place and stead of the commissioners' court now existing in said county, and abolishing said commissioners court; to divide said county of Morgan into four districts, defining the boundaries thereof; providing that the present county commissioners shall be the members of said board of revenue for their unexpired term; fixing the term of office and providing for the election of subsequent members thereof; defining the jurisdiction of said board of revenue; fixing their compensation; conferring upon said board of revenue and the individual members thereof all the jurisdictions, powers and authority granted by law to county commissioners and to commissioners' courts and boards of revenue in this State; authorizing the appointment by said board of revenue of a county auditor and a superintendent of public roads; providing for the holding of monthly meetings of said board of revenue beginning on the second Monday in each month; providing for the repeal of all laws in conflict with this act, and, fixing the time when this act shall become operative.

Also:

H. 553. To provide for the revision, codification, digesting, and promulgation of the public statutes of this State, both civil and criminal.

And finds same correctly enrolled.

Robert F. Peters,
Chairman.

SIGNING OF BILLS.

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing report of the Committee on Enrolled Bills.

MESSAGE FROM THE GOVERNOR.

The House received the following message from the governor:

House Bill 553:

September 27, 1919.

Gentlemen of the House of Representatives:

I herewith return House bill No. 553 providing for the codification of the public statutes of the State, etc., without my approval, but will approve the same if amendments shall be made as follows, namely:

Amend section 1 by striking out the words "justices of the Supreme Court of Alabama" and substituting therefor the words "the chief justice of the Supreme Court, the presiding judge of the Court of Appeals" next before the words "and the governor," so that the clause so amended shall read, "that the chief justice of the Supreme Court of Alabama, the presiding judge of the Court of Appeals and the governor of the State be, and they are hereby authorized," etc.

Amend section 9 by striking out the words "the justices of the Supreme Court of Alabama" where they occur next after the words "execute the duties herein required of him" and next before the words "and the governor of the State," the words "the chief justice of the Supreme Court of Alabama, the presiding judge of the Court of Appeals," so that the clause in which the substitution occurs shall read, "in case said commissioner shall die, resign or become unable to execute the duties herein required of him, the chief justice of the Supreme Court of Alabama, the presiding judge of the Court of Appeals and the governor of the State shall appoint," etc.

Respectfully,

Thos. E. Kilby,
Governor.

GOVERNOR'S MESSAGE.

On motion of Mr. Lynne, the House concurred in and adopted the amendment proposed by the governor to the bill:

H. 553. To provide for the revision, codification, digestion and promulgation of the public statutes of this State, both civil and criminal.

Said amendment being set out in the above and foregoing message from the governor.

Yeas, 67; nays, 1.

Yeas:

Messrs:

Mr. Speaker	Cliett	Jones (Escambia)	Oliver
Adams	Cobbs	Jones (Marengo)	Orr
Albright	Dansby	Jones (Montgomery)	Parker
Alexander	Dickson	Johnson	Pittman
Allen	Edwards (Dallas)	Lawson	Preston
Andrews	Ellis (Elmore)	Lee (Perry)	Reynolds
Arnold	Graham (Autauga)	Lewis	Robertson
Baker	Graham (Clarke)	Long (Butler)	Ross
Blunt	Guy	Long (Sumter)	Russell
Bracken	Hall (Henry)	Longshore	Seale
Brindley	Hall (Marion)	Lynne	Shaw
Burks	Hale	Matthews (Wilcox)	Simpson
Calvert	Hare	Milford	Stoddard
Carnley	Hawkins	Moorer	Tompkins
Christian	Holmes (Baldwin)	Murphree	Williams
Christopher	Howle	McLeod	Woodard
Clayton	Ingram	Oakley	

—67

Nays:

Mr. Van de Graff—1.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in the governor's amendment to the bill:

H. 553. To provide for the revision, codification, digestion and promulgation of the public statutes of this State, both civil and criminal.

And adopted same by a vote of a majority of the whole number elected to the Senate, said vote being: Yeas, 20; nays, 0.

And returns same herewith to the House.

W. F. Miller,
Secretary.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your Committee on Enrolled Bills begs leave to report that it has examined the following bills:

H. 426. To amend sections 1 and 2 and 5 of an act entitled, "An act to amend the titles and sections 1, 3, 4, 5, 6, 9, 14, 15, 20, 21, 23, 25, 26, 30, and 33, 34, 39, 41, 45, and 46, and to repeal sections 31 and 32 of: An act entitled 'An act to create a banking department of the State of Alabama, and through this department to regulate, examine and supervise banks and banking, and to punish certain prohibited acts relating thereto,' approved March 2nd, 1911," approved February 15th, 1915.

Also:

H. 441. To amend section 3453 of the Code of Alabama of 1907.

Also:

H. 1131. To fix the salaries of the chairman and two associate members of the State tax commission, and to prescribe the manner of payment of same.

Also:

H. 578 To authorize the court of county commissioners, board of revenue, or other governing body of any county in this State which has outstanding an indebtedness evidenced by warrants which have been regularly issued and registered, to settle, adjust and refund the same, and for that purpose to issue new warrants of said county.

Also:

H. 1033. To require the superintendent, manager, intern, or other person in control or in charge of hospitals, and physicians, treating injured persons, to report, to the chief of police and sheriff, any and all injured persons coming into such hospital, in counties having a population of two hundred thousand or more, according to the last Federal census or any future Federal census and to fix penalties for the violation thereof.

Also:

H. 783. To repeal an act to require the commissioners' court of Morgan county, to work all the county convicts of said county on the public roads of said county passed by the Legislature of Alabama at the session of 1911 and approved on March 11th, 1911.

Also:

H. 905. To provide that in all counties having a population of not less than 22,750 and not more than 23,000, according to the last preceding Federal census, or any subsequent census, the infomer shall receive one-half of the fine in all cases of conviction for violation of the prohibition law and to provide for the payment of same in such counties.

Also:

H. 324. To provide a fund for support of a law library for the circuit court in counties of two hundred thousand or more inhabitants, without appropriations from the State or county treasury.

Also:

H. 903. For the relief of Robert Thrasher.

H. 955. To provide for the relief of L. F. Jackson and to authorize the payment to him of the sum of one hundred dollars out of the fine and forfeiture fund of Jefferson county, same

having been paid by him upon the forfeiture of a bond of Judge Morrow.

Also:

H. 380. To regulate the taking of non suits in suits at law in all the courts of the State of Alabama.

Also:

H. 344. To amend section 3617 of the Code of Alabama of 1907.

Also:

H. 1057. To appropriate \$186.08 to be paid to Montgomery Fair, a corporation, in payment of debts due said corporation by the State of Alabama, for supplies, contracted prior to January 1, 1915, by the following departments, for the following amounts: Convict department, \$7.20; department of agriculture, \$7.96; department of immigration, \$9.00; Court of Appeals, \$30.17; maintenance department, \$131.75.

Also:

H. 590. To regulate the office of tax collector in all counties of the State of Alabama which has a population of as much as 33,781 and not more than 33,800 according to the last or any succeeding Federal census and fix the compensation of such tax collectors and to provide for the payment thereof.

Also:

H. 523. To provide for holding district and county fairs for boys' agricultural and girls' home demonstration clubs; to prescribe the manner in which they shall be held; to create boards of directors for district and county fairs for boys' agricultural and girls' home demonstration clubs in each county; to create fair districts for boys' agricultural and girls' home demonstration clubs in each county; to create fair district committees for boys' agricultural and girls' home demonstration clubs in each county; to provide for holding meetings of instruction for members of the boys' agricultural and girls' home demonstration clubs; to make appropriations for such fairs and to prescribe methods for drawing and spending same.

Also:

H. 869. To amend section 3643 of the Code of Alabama 1907.

Also:

H. 860. To create the office of county solicitor in all counties having a population of not less than eighteen thousand one hundred and twenty-five and not more than eighteen thousand nine hundred according to the Federal census of 1910, or any subsequent Federal census, and to provide for the election of such

solicitor by the qualified electors of such counties and prescribe his qualifications and duties and fix his compensation.

Also:

H. 776. To limit the number of days for which members of the court of county commissioners of Crenshaw county may be paid for services as members of said court, for mileage in going to and from said court, for their services rendered in the discharge of their duties in letting out, inspecting and accepting, building or repairing of any county bridges of county buildings or works, and mileage necessarily traveled by them in so doing, during any one year, or part of a year; to say when this act shall go into effect; and to repeal all laws and parts of laws in conflict with the provisions of this act insofar as Crenshaw county is concerned.

Also:

H. 867. To establish a trunk highway beginning at Cullman, Cullman county, and running to Commercial, Walker county, Alabama.

Also:

H. 231. To amend section 1 of an act entitled an act to designate certain public roads of the State of Alabama as State trunk roads, and to provide the manner in which such roads shall be located, improved and maintained. Approved September 1, 1915.

Also:

H. 368. To make an appropriation for the support and maintenance of the Alabama tuberculosis commission, created and incorporated under and by virtue of a certain act of the Legislature of Alabama, and approved September 22, 1915, entitled: An act to prevent the spread of tuberculosis by the creation of a tuberculosis commission, to provide for its organization and work and to authorize the erection and maintenance of local hospitals under its supervision.

Also:

H. 591. To regulate the office of tax assessor in all counties of the State of Alabama which has a population of as much as 33,781 and not more than 33,800 according to the last Federal census and fix the compensation of such tax assessors and to provide for the payment thereof.

Also:

H. 642. To amend an act entitled an act "To provide for the hiring, management, control and inspection of county convicts, approved November 30th, 1907.

Also:

H. 8. To regulate the sale of standing timber, fix time limit for cutting and removing same, providing a right-of-way for cutting and removing timber and providing for the reversion of the title after the time limit expires.

Also:

H. 433. To limit the liability of a bank for nonpayment of a check through error.

Also:

H. 946. To authorize banks and trust companies doing a banking business to consolidate or merge with other such institutions or to transfer their places of business to other towns or cities, within this State, upon the approval of the superintendent of banks, and to prescribe the procedure.

Also:

H. 491. To authorize and empower commissioners courts and boards of revenue or other like governing boards of each county in Alabama to make appropriations to pay premiums on live stock which may be exhibited in live stock shows in said county.

Also:

H. 1035. To amend section 3793 of the Code of 1907.

Also:

H. 202. To amend section 5888 of the Code of Alabama, 1907.

Also:

H. 893. To provide for and authorize the appointment of a special judge in circuits composed of only one county, and having more than three circuit judges in cases of incompetency of the regular judge, or his temporary inability to act.

Also:

H. 600. Regulating the fine and forfeiture fund of Coffee county.

Also:

H. 719. To create and designate an additional trunk road, extending from Cullman, in the county of Cullman, west by Addison, thence south to Jasper and from Jasper south through Gurganus to Tuscaloosa in Tuscaloosa county, and to confer upon said road all the rights and privileges now extended to trunk roads in this State.

Also:

H. 1056. To fix the salary of all judges of probate in all counties in this State which now have, or which may hereafter have a population of as much as eighty-two thousand people and less than two hundred thousand people according to the last Federal census or any such census which may hereafter be taken,

who are now or may hereafter be paid on a salary basis, and also for clerical help and other expenses and to provide for payment thereof.

Also:

H. 912. To make an appropriation for tick eradication.

Also:

H. 521. For the relief of H. S. Brown, of Randolph county, Alabama, to refund certain moneys erroneously or illegally collected from him as money due the State of Alabama on lands.

Also:

H. 865. To regulate the fine and forfeiture fund of Crenshaw county.

Also:

H. 969. To amend an act entitled "An act, to provide for the establishment, discontinuance, construction, use, working and maintenance of the public roads, bridges and ferries of the several counties of this State; to define the duties and powers of the boards of revenue, courts of county commissioners, or other governing bodies of each of the several counties with regard to same; and to fix penalties for the violation of the rules, regulations, and laws of the boards of revenue, courts of county commissioners or other like governing bodies of the several counties, approved September 22, 1915."

Also:

H. 803. To regulate and provide for the payment of claims against the fine and forfeiture fund of Autauga county, Alabama.

Also:

H. 1027. To validate and make legal all bonds of the city of Athens, Alabama, issued or to be issued, bearing a rate of interest at the rate of six per centum per annum and to run for a period of thirty years, provided a majority of the qualified electors of said city, voting in such election, have at an election held for such purpose, voted in favor of the issuance thereof, and provided, such election was held prior to July 1st, 1919.

Also:

H. 577. To further prescribe the qualifications and duties of directors of banks and trust companies doing a banking business in this State.

Also:

H. 128. To amend chapter 230 of the Code of Alabama, of 1907, relating to hotels and innkeepers; and to include therein regulations of cafes, restaurants and eating places.

Also:

H. 870. To provide for and prescribe fees to be paid on the consolidation or merger of corporations.

Also:

H. 765. To amend sections 1632 and 1636 of the Code of Alabama, 1907.

Also:

H. 636. To repeal an act entitled, "An act to provide for the better working of the public roads of Crenshaw county, Alabama, approved March 4, 1903.

Also:

H. 694. To repeal insofar as it relates to Crenshaw county an act entitled, "An act to require all fees collected by sections 6655 and 6656 of the Code, in the county court to be paid into the county treasury; to provide a fund out of which the judge of the county court shall be paid, and to fix the amount of such salaries." Approved September 18, 1915.

Also:

H. 704. To amend section 3465 of the Code of Alabama.

Also:

H. 939. To confer additional criminal jurisdiction on inferior courts or courts established in lieu of justices of the peace by whatsoever name called, on which courts criminal jurisdiction is now by law conferred, in counties having a population of over one hundred and fifty thousand, according to the last or any subsequent Federal census.

Also:

H. 1040. To authorize and direct the sheriffs of all counties having a population of not less than 26,940 nor more than 27,000 according to the last Federal census or any subsequent census, to employ a janitor deputy to keep the jail and grounds of said jails in a cleanly and sanitary condition; and to authorize and direct the boards of revenue or commissioners courts of said counties to pay the monthly salaries of said janitors or deputies by warrants issued therefor by the said boards of revenue or like governing bodies.

Also:

H. 453. To require banks and trust companies doing a banking business, to set aside at least 10% of their net earnings each year to a surplus fund, until such fund shall be equal to at least 20% of the capital stock, and to provide penalties for failure.

Also:

H. 879. To amend section 5978, Code of Alabama, 1907.

Also:

H. 613. To regulate the traffic in seed cotton in the several counties of Alabama and to provide for penalties for violating the same.

Also:

H. 973. To create the office of county treasurer for Shelby county, to provide for his election and the filling of vacancies, to prescribe his duties and compensation.

Also:

H. 965. To amend an act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained, enacted by the Legislature of Alabama, approved September 10th, 1915.

Also:

H. 432. Defining as the exercise of due diligence the forwarding of a check direct to payer.

Also:

H. 964. To amend an act to designate certain public roads of the State of Alabama as State trunk roads and to provide the manner in which such roads shall be located, improved and maintained, enacted by the Legislature of Alabama, approved September 10th, 1915.

Also:

H. 641. To provide for the establishment, discontinuance, construction, use, working and maintenance of the public roads and bridges of Fayette county, Alabama; to define the duties and powers of the court of county commissioners, or other governing body of Fayette county with regard to the same; to fix penalties for the violations of the rules, regulations and laws of the court of county commissioners or other like governing body of said county; to provide for the better building, maintenance and protection of the public roads and bridges of Fayette county; to provide funds, regulations and penalties to carry the provisions and purposes of this act into effect; to provide for the more efficient working, construction and repair of the public roads and bridges in Fayette county, Alabama; to provide for the appointment of road foremen in the several precincts in the county, and to fix their compensation and define their duties and powers and penalties for violations thereof; to provide for a commutation fee in lieu of working the roads; to provide for the levy of a special tax of five per cent of one-fourth of one per centum now allowed by law on all taxable property, to be used exclusively for maintaining and repairing public roads and bridges in Fayette county; to create a separate and special road fund for said county and to prevent obstruction and damage to the public roads and bridges of said county, and to provide penalties for all violations of the road laws.

Also:

H. 974. To further provide for the prevention and suppression of diseases and parasites, among cattle, horses, mules, asses and hogs, such as hog cholera, glanders, cattle fever tick, foot and mouth disease, and other infectious and communicable diseases and parasites by requiring all railroad cars in which animals are transported in Alabama, from points within the quarantined area as defined by the United States department of agriculture or by the State live stock sanitary board, to be cleaned and disinfected.

Also:

H. 555. To divide the State into judicial circuits for the circuit court, ~~to be numbered and composed of the counties named.~~

Also:

H. 878. To amend section 211 of the Code of Alabama down through subdivisions 1 and 2 thereof.

Also:

H. 228. To authorize courts of county commissioners or boards of revenue of any county, in which the State or Federal authorities shall take or have taken up the work of farm demonstration or the organization of farm life clubs, to appropriate funds for aiding in such work.

H. 553. To provide for the revision, codification, digesting, and promulgation of the public statutes of this State, both civil and criminal.

Also:

H. 750. To designate a part of the Alabama State trunk highway, beginning on the Mississippi state line, where the Amory and Smithville road crossed the State line, thence across the State of Alabama to the city of Attalla, intersecting the highway to Gadsden, Rome, Georgia, and Cedartown, Georgia, as a State trunk highway, and to provide that the said State trunk highway, created by the provisions of this act, shall receive such benefits as other State trunk highways heretofore established.

Also:

H. 911. To make an appropriation for the control and eradication of tuberculosis, hog cholera and all other infectious and contagious animal diseases and the materials or things that may spread or carry the cause of such diseases of live stock.

Also:

H. 512. To provide for absent qualified electors of the State of Alabama to vote in any general, special or municipal election in this State while absent from the State or from the county or precinct in which he is a qualified elector; to provide the method of carrying out such provision; and to require election officers and others charged with duties hereunder to perform duties in connection therewith.

Also:

H. 1078. To provide for the relief of B. Ivey Burt, and to make an appropriation therefor.

Also:

H. 805. To better provide for the payment of State witnesses in the county of Conecuh.

Also:

H. 819. For the relief of A. P. White, Sr., ex-sheriff of Dale county, Alabama, for the paying of the expense of a guard to the State of Florida for bringing back one Marvin Gissendannah, charged with assault with intent to murder in the circuit court of Dale county, Alabama, for which he was convicted and sent to the penitentiary for fifteen years.

Also:

H. 307. For the relief of Watt T. Brown for amount paid to the State for lands it did not own at the time of the sale to said Watt T. Brown.

Also:

H. 692. To provide for the annexation of Bay, Calhoun, Escambia, Holmes, Jackson, Okaloosa, Santa Rosa, Walton and Washington counties in west Florida to the State of Alabama, with the assent of the State of Florida and the Congress of the United States.

Also:

H. 1068. To vacate the dedication of all streets, roads, avenues and alleys through, over, on or across the following described property, situated in the county of Montgomery and State of Alabama, to-wit: Beginning at the half mile corner in the center of section ten (10), township sixteen (16), range seventeen (17); thence west twenty-one hundred forty-five (2,145) feet to the right of way of the Mobile & Ohio railroad; thence along said railroad right of way north forty (40°) degrees thirty (30') minutes west twenty-eight hundred two (2,802) feet; thence and continue with said railroad right of way north forty-two and one-half (42½°) degrees west one hundred ninety-four (194) feet to a stake; thence north forty-nine (49°) degrees thirty (30') minutes east twelve hundred forty-three (1,243) feet; thence north seventy-two and one-half (72½°) degrees east six hundred three (603) feet; thence north forty-four (44°) degrees east nine hundred sixty-two (962) feet to the Washington Ferry road; thence along the west side of said road south fifty-three and one-half (53½°) degrees east nine hundred (900) feet; thence and continue with said road south forty-five and one-half (45½°) degrees east two hundred twenty-five (225) feet; thence and continue with said road south thirty-nine (39°) degrees thirty

(30') minutes east five hundred (500) feet; thence and continue with said road south thirty (30') minutes east one hundred one (101) feet; thence and continue with said road south sixteen (16°) degrees east five hundred (500) feet; thence and continue with said road south thirty (30') minutes east five hundred (500) feet; thence and continue with said road south twenty (20°) degrees east one hundred eighty (180) feet; thence and continue with said road south twenty-seven (27°) degrees east eighty-nine (89) feet to a stake; thence south one (1°) degree ~~west five hundred eighty-one (581) feet to a stake; thence east~~ three hundred seventy-seven (377) feet to a stake; thence south along the half section line five hundred eighty-seven (587) feet and to a point three hundred seventy-three (373) feet north of the said center of section ten (10); thence south fifty-seven and one-half (57½°) degrees east ninety-four (94) feet; thence south eighty-six (86°) degrees east eight hundred nineteen (819) feet; thence south fifteen (15°) degrees east two hundred sixty-four (264) feet to a stake; thence west forty-one (41) feet; thence south fifteen (15°) degrees east two thousand sixty-five (2,065) feet to the Selma road, thence along said road south seventy-five (75°) degrees west five hundred seven (507) feet; thence south fifty-four (54°) degrees west one hundred forty-two (142) feet along the said road, thence and continue with said Selma road south forty-four (44°) degrees west five hundred forty-three (543) feet to the intersection of the right of way of the Mobile & Ohio railroad; thence along and with the curvature of said railroad right of way north seventy-two (72°) degrees west two hundred seventy (270) feet; thence and continue with said railroad right of way north sixty-five and one-half (65½°) degrees west two hundred forty-five (245) feet to the half section line dividing section ten (10); thence north along said half section line twenty-four hundred twenty (2,420) feet to the center of section ten (10), township sixteen (16), range seventeen (17), the said point of beginning.

Also:

H. 540. To provide bathing facilities for coal miners in this State.

Also:

H. 890. To fix the salary of deputy solicitors serving in counties having a population of not less than 26,940 nor more than 27,000, according to the last preceding Federal census or any subsequent Federal census.

And finds same correctly enrolled.

Robert F. Peters,
Chairman.

SIGNING OF BILLS.

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing report of the Committee on Enrolled Bills.

CERTIFICATE OF THE CLERK.

To the House of Representatives:

I hereby certify that the bills mentioned below were delivered to the executive department on the dates and hours named, and that I hold the receipts of that department for same:

September 27, 1919, 11:00 A. M.:

H. 426, H. 441, H. 1131, H. 578, H. 1033, H. 783, H. 905, H. 324, H. 903, H. 955, H. 380, H. 344, H. 1057, H. 590, H. 523, H. 869, H. 860, H. 776, H. 867, H. 231, H. 368, H. 591, H. 642, H. 8, H. 433, H. 946, H. 491, H. 1035, H. 202, H. 893, H. 600, H. 719, H. 1056, H. 912, H. 521, H. 865, H. 969, H. 803, H. 1027, H. 577, H. 128, H. 870, H. 765, H. 636, H. 694, H. 704, H. 939, H. 1040, H. 453, H. 879, H. 613, H. 973, H. 965, H. 432, H. 964, H. 641, H. 974, H. 555, H. 878, H. 228, H. 553, H. 750, H. 911, H. 512, H. 1078, H. 805, H. 819, H. 307, H. 692, H. 1068, H. 540, H. 890.

Fred H. Gormley,
Clerk.

MESSAGE FROM THE SENATE.

Mr. Speaker:

The President and presiding officer of the Senate having signed the following Senate bill, your signature thereto is requested:

S. 611. Regulating the sale and exchange of gasoline, benzine, naphtha and other liquid motor fuels, and providing for the tagging and inspection of such products.

W. F. Miller,
Secretary.

SIGNING OF SENATE BILLS.

The Speaker of the House in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bill, the title to which is set out in the above and foregoing message from the Senate.

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate has received the accompanying message from his excellency, the governor, proposing an amendment to the bill :

S. 218. To submit to the qualified electors of this State at a special election to be held at the call of the governor after ninety days from the final adjournment of this Legislature for their consideration of an amendment to the Constitution for the purpose of authorizing the State to establish and maintain a State highway system of public roads and bridges, to issue interest bearing bonds therefor, to authorize the levy and collection of automobile or other motor driven vehicles taxes by the State for said purposes and to provide for the establishment and maintenance of said State highway system, public roads and bridges according to such regulations as the Legislature may have prescribed or may hereafter prescribe.

And the Senate has concurred in and adopted the amendment proposed by the governor to said bill by a vote of a majority of the whole number elected to the Senate, said vote being: Yeas, 27; nays, 0.

And said governor's message containing the proposed amendment being in words and figures as follows :

S. B. 218.

September 27, 1919.

Gentlemen of the Senate:

I herewith return Senate bill No. 218 without my approval, and suggest the following amendment which if made will meet my objection, namely :

Amend subdivision B by adding at the end thereof the following words, "subject to the approval of the governor" so that the concluding paragraph of said subdivision B shall read as follows "and all monies derived from the sale of said bonds shall be expended as the highway department may direct subject to the approval of the governor."

You will appreciate the importance of the proposed amendment in recalling the fact that under the act the proceeds of the sale of \$25,000,000 of bonds may be expended by the State highway department, and it is obviously wise to subject this expenditure to the approval of a constitutional officer of the State.

Respectfully,
Thos. E. Kilby,
Governor.

And sends the bill and governor's message herewith to the House for its consideration.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Arnold, the House concurred in and adopted the amendment proposed by the governor to the bill, S. 218, said amendment of the governor being set out in the above and foregoing message from the Senate.

Yeas, 77; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Crump	Jones (Montgomery)	Peters
Adams	Dansby	Johnson	Pittman
Alexander	Dickson	Jordan	Preston
Allen	Edwards (Dallas)	Lawson	Reynolds
Andrews	Ellis (Elmore)	Lee (Perry)	Robertson
Arnold	Graham (Autauga)	Lewis	Russell
Baker	Graham (Clarke)	Long (Butler)	Seale
Barganier	Guy	Long (Sumter)	Shaw
Benners	Hall (Henry)	Longshore	Sherrod
Blunt	Hall (Marion)	Lynne	Simpson
Bracken	Hale	Matthews (Wilcox)	Smith
Brindley	Hardaway	Milford	Stewart
Burks	Hare	Moorer	Stoddard
Calvert	Hawkins	Murphree	Tompkins
Carnley	Holmes (Baldwin)	McLeod	Trammell
Christian	Howle	Oakley	Tunstall
Christopher	Ingram	Oliver	Van de Graff
Clayton	Jones (Escambia)	Orr	Williams
Cliett	Jones (Marengo)	Parker	Woodard
Cobbs			

—77

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has received the accompanying message from his excellency, the governor, proposing an amendment to the bill:

S. 750. To fix the compensation of the several State executive officers, officers of departments and boards, subordinate officers, clerks, watchmen and capital servants.

And the Senate has concurred in and adopted said amendment proposed by the governor to said bill by a vote of a majority of the whole number elected to the Senate, said vote being: Yeas, 18; nays, 2.

Said governor's message, containing the proposed amendment, being in words and figures as follows:

Montgomery, Alabama, September 27th, 1919.

Gentlemen:

I am returning herewith Senate bill No. 750, to fix the compensation of the several State executive officers, officers of departments and boards, subordinate officers, clerks, watchmen and capitol servants, without my approval, and with an amendment thereto.

It is a matter of history that the salaries of many executive officers and heads of departments, as well as subordinate officers in the executive departments, and many of the officers of the judicial departments, have been raised by your body. These several measures, carrying the raises referred to have had the executive approval.

The amendment proposed, provides that at the beginning of their terms of office in January, 1923, the salaries of the several constitutional officers, that is the secretary of State, the attorney general, the State auditor, the State treasurer, superintendent of education, and commissioner of agriculture and industries, to be elected in 1922, and the salary of the director of the department of archives and history, beginning in January 1923, shall ~~each be increased to four thousand (\$4,000.00) dollars per annum.~~

The justice of the amendment ~~ought readily to appeal to you.~~ It merely seeks within such time as is authorized by the Constitution, to bring the salaries of these officers to a parity with others as fixed by you. It is manifest that unless such action be taken at the present time, it will not be possible for the officers named to have the benefit of a just increase, unless through the hazard of securing the passage of a bill within the first few days of the session of the Legislature of 1923, and before these officers enter upon their respective terms of service.

With this amendment made a part of the bill, as indicated on the amendment hereto attached, the bill will have my approval.

Very respectfully,

Thos. E. Kilby,
Governor.

The amendment proposed by the governor to the bill, S. 750, follows:

Amend said bill by adding at the end thereof the following:

Section 25. That the secretary of State, attorney general, State auditor, State treasurer, superintendent of education, and commissioner of agriculture and industries, elected in 1922, and who enter upon their respective terms in January, 1923, and their several successors in office shall each receive a salary of four thousand (\$4,000) dollars per annum, and provided, further, that beginning January 1st, 1923, the director of the department of archives and history shall receive a salary of four thousand (\$4,000.00) dollars per annum, all to be paid as the salaries of such officers are now paid.

And sends said bill, together with the governor's message, containing the proposed amendment, herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Lynne, the House concurred in and adopted the amendment proposed by the governor to the bill, S. 750, said amendment being set out above.

Yeas, 46; nays, 15.

*Yeas:***Messrs:**

Mr. Speaker	Clayton	Hawkins	Murphree
Adams	Cliett	Holmes (Baldwin)	McLeod
Alexander	Cobbs	Jones (Escambia)	Oakley
Allen	Dansby	Jones (Montgomery)	Oliver
Andrews	Dickson	Jordan	Pittman
Arnold	Edwards (Dallas)	Lewis	Ross
Blunt	Graham (Autauga)	Long (Sumter)	Russell
Bracken	Guy	Longshore	Seale
Brindley	Hall (Henry)	Lynne	Shaw
Burks	Hale	Matthews (Wilcox)	Van de Graff
Calvert	Hardaway	Moorer	Woodard
Christopher	Hare		

—46

*Nays:***Messrs:**

Baker	Howle	Long (Butler)	Smith
Christian	Ingram	Preston	Stewart
Graham (Clarke)	Johnson	Sherrod	Williams
Hall (Marion)	Lee (Perry)	Simpson	

—15

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has received the accompanying message from his excellency, the governor, proposing an amendment to the bill:

S. 309. To provide for the establishment and maintenance of a home for mental inferiors in Alabama; to define who are mental inferiors; to provide for their care, treatment and training, and to appropriate the money necessary therefor from the State treasury.

And the Senate has amended the bill by concurring in said amendment proposed by the governor, by a vote of a majority of the whole number elected to the Senate, said vote being: Yeas, 26; nays, 0.

Said governor's message containing the amendment, being in words and figures as follows:

September 25th, 1919.

Gentlemen of the Senate:

I herewith return Senate bill No. 309, providing for the establishment and maintenance of a home for mental inferiors in Alabama, without my approval.

I shall approve the bill if amended as follows:

Amend the bill by striking out sections 15 and 21, and substituting for the sections so stricken out the following as section 21, namely:

Section 21. In order to accomplish the purpose set forth and to provide the necessary grounds, buildings, furniture, light, heat and water connections, sewerage and other equipment and to provide for the maintenance of the home when regularly opened for the reception of inmates, the sum of fifty thousand (\$50,000) dollars per year for four successive years is hereby appropriated out of the State treasury for such purposes, provided that the money so appropriated shall remain in the State treasury until it is drawn

out on requisition of the board of managers and on the approval of the governor for the purpose of paying for the building material, machinery, labor, furniture, and other equipment as it is actually needed, and not until such material, machinery, labor, furniture, and equipment shall have been delivered, performed or done; and such sums monthly or otherwise out of said appropriation shall be paid out for maintenance of said home as the board of managers may require with the approval of the governor, from and after the time the home is regularly opened for the reception of the inmates."

Respectfully,
Thos. E. Kilby,
Governor.

And sends same herewith to the House for its consideration.

W. F. Miller,
Secretary.

GOVERNOR'S MESSAGE.

On motion of Mr. Ross, the House concurred in and adopted the amendment proposed by the governor to the bill, S. 309, said amendment of the governor being set out in the above and foregoing Senate message.

Yeas, 64; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Jones (Marengo)	Peters
Adams	Crump	Jones (Montgomery)	Pittman
Alexander	Dansby	Johnson	Preston
Allen	Dickson	Jordan	Reynolds
Andrews	Edwards (Dallas)	Lawson	Ross
Arnold	Ellis (Elmore)	Lewis	Russell
Baker	Graham (Autauga)	Long (Sumter)	Salter
Blunt	Graham (Clarke)	Longshore	Shaw
Bracken	Hall (Henry)	Lynne	Sherrod
Brindley	Hall (Marion)	Matthews (Wilcox)	Sparks
Burks	Hale	Milford	Stewart
Calvert	Hare	Moorer	Stoddard
Carnley	Hawkins	Murphree	Tompkins
Christopher	Holmes (Baldwin)	McLeod	Van de Graff
Clayton	Ingram	Oakley	Williams
Cliett	Jones (Escambia)	Parker	Woodard

—64

MESSAGE FROM THE SENATE.

Mr. Speaker:

The President and presiding officer of the Senate having signed the following Senate bills, your signature thereto is requested:

S. 309. To provide for the establishment and maintenance of a home for mental inferiors in Alabama; to define who are

mental inferiors; to provide for their care, treatment and training and to appropriate the money necessary therefor from the State treasury.

S. 731. An act to make an appropriation to the State board of education.

S. J. R. 159. Relative to the acts of the Legislature of 1919.

S. 737. To make appropriations to the State normal schools for white teachers located at Florence, Jacksonville, Livingston, Troy, Daphne and Moundville.

S. 371. To amend section 2 of an act "To provide for the creation of the office of State prison inspector; to prescribe the duties and powers of such office; to provide for the necessary assistants to said inspector; to fix the compensation of such inspector and his assistants; to provide for the construction, the regulation, the management, the maintenance, the operation, the healthfulness, and the sanitation of all county jails, almshouses, and such town and city prisons as are in towns or cities of ten thousand or more population according to the last Federal census, under the supervision of said inspector, and to prescribe the duties of the various public officials with respect thereto, and to provide punishment for violations of this act," approved April 8, 1911 (General Acts 1911, p. 356).

S. 767. To amend sections 1, 3, 4, 5, and 7 of an act entitled "An act to regulate the sale of food and drugs in the State of Alabama and to provide for the enforcement and inspectors and prescribe penalties for violation thereof," approved August 26, 1909.

S. J. R. 156. To provide for the payment of W. T. Edmondson, Jr., for services rendered for an absent clerk.

S. 750. To fix the compensation of the several State executive officers, officers of departments and boards, subordinate officers, clerks, watchmen and capitol servants.

W. F. Miller,
Secretary.

SIGNING OF SENATE BILLS.

The Speaker of the House in the presence of the House. immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing message from the Senate.

MESSAGE FROM THE GOVERNOR.

Gentlemen of the House of Representatives:

I herewith return House bill No. 819, without my approval. It is a

private or special bill for the relief of A. P. White, Sr., and is not accompanied by proof of publication as required by section 106 of the Constitution.

Respectfully,
Thos. E. Kilby,
Governor.

GOVERNOR'S MESSAGE.

On motion of Mr. Lynne, the bill, H. 819, was laid upon the table.

MESSAGE FROM THE GOVERNOR.

The House received the following message from the governor relative to H. 911:

Gentlemen of the House of Representatives:

I herewith return House bill No. 911, making an appropriation for the control and eradication of tuberculosis, etc., without my approval, and suggest the following amendment to meet my objection, namely:

Amend section 1 by striking out the word "twenty" next before the words "thousand dollars" and substitute therefor the word "five" so that, as amended, the whole paragraph shall read as follows:

"There is hereby appropriated from monies in the State treasury, not otherwise appropriated, five thousand dollars each year for four years to be available from the time of the approval of this act by the governor until April 1, 1923."

Respectfully,
Thos. E. Kilby,
Governor.

GOVERNOR'S MESSAGE.

On motion of Mr. Lynne, the House concurred in and adopted the amendment proposed by the governor to the bill, H. 911, said amendment of the governor being set out in the above and foregoing message from the governor.

Yeas, 65; nays, 1.

Yeas:

Messrs:

Mr. Speaker	Carnley	Guy	Jordan
Adams	Christian	Hall (Henry)	Lee (Perry)
Alexander	Clayton	Hall (Marion)	Lewis
Allen	Cliett	Hale	Long (Sumter)
Andrews	Cobbs	Hardaway	Longshore
Arnold	Crump	Hare	Lynne
Baker	Dansby	Holmes (Baldwin)	Matthews (Wilcox)
Barganier	Dickson	Howle	Milford
Benness	Edwards (Dallas)	Ingram	Moorer
Blunt	Edwards (Pike)	Jones (Escambia)	Murphree
Brindley	Ellis (Elmore)	Jones (Marengo)	McLeod
Burks	Graham (Autauga)	Jones (Montgomery)	Oakley
Calvert	Graham (Clarke)	Johnson	Oliver

Parker
Peters
Pittman
Preston

Robertson
Russell
Seale

Shaw
Simpson
Smith

Stoddard
Tompkins
Woodard

—65

Nays:

Mr. Van de Graff—1.

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate has concurred in and adopted the amendment proposed by his excellency, the governor, to the bill:

H. 911. To make an appropriation for the control and eradication of tuberculosis, hog cholera and all other infectious and contagious animal diseases and the materials or things that may spread or carry the cause of such diseases of live stock.

By a majority of the whole number elected to the Senate, said vote being: Yeas, 21; nays, 0.

And returns said bill herewith to the House.

W. F. Miller,
Secretary.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Speaker :

Your Committee on Enrolled Bills beg leave to report that we have examined the following bill and find the same correctly enrolled.

H. 911. To make an appropriation for the control and eradication of tuberculosis, hog cholera and all other infectious and contagious animal diseases and the materials or things that may spread or carry the cause of such diseases of live stock.

Robert F. Peters,
Chairman.

SIGNING OF BILL.

The Speaker of the House in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bill, the title to which is set out in the above and foregoing report of the Committee on Enrolled Bills.

MESSAGE FROM THE SENATE.

Mr. Speaker :

The Senate has received the accompanying message from his excellency, the governor, proposing an amendment to the bill:

S. 737. To make appropriations to the State normal schools for white teachers located at Florence, Jacksonville, Livingston, Troy, Daphne and Moundville.

And the Senate has concurred in and adopted the amendment proposed by the governor to said bill by a vote of a majority of the whole number elected to the Senate, said vote being: Yeas, 19; nays, 0.

And said governor's message, containing the proposed amendment, being in words and figures as follows:

September 27, 1919.

To the Senate of Alabama:

I herewith return Senate bill No. 737, an act to make appropriations to the State normal schools for white teachers located at Florence, Jacksonville, Livingston, Troy, Daphne and Moundville, without my approval, and suggest the following amendments, the adoption of which will remove my objections to the bill, namely:

Amend section 1 by striking out the words "and at Moundville." And also the words "to each" in line 18 of section 1. Also amend by adding at the end of said section 1 the following, "for the maintenance or support of the State normal school for white teachers located at Moundville there is appropriated the sum of five thousand (\$5,000) dollars for the fiscal year beginning October 1, 1919, the sum of nine thousand five hundred (\$9,500) dollars for the fiscal year beginning October 1, 1920, the sum of ten thousand (\$10,000) dollars for the fiscal year beginning October 1, 1921, the sum of fourteen thousand (\$14,000) dollars for the fiscal year beginning October 1, 1922, and a like sum for each and every fiscal year thereafter. Provided, however, that the State board of education may discontinue the said normal school located at Moundville or remove said normal school to some other location. In the event said normal school at Moundville is discontinued or removed the school at Moundville shall become a county high school, and there is hereby appropriated for it for each fiscal year after such removal or discontinuance the sum of three thousand (\$3,000) dollars as a county high school. Provided further, that if said normal school is removed from Moundville and located at any other place, then said normal school so removed and located shall have and receive the amount herein appropriated for it at Moundville as a normal school for white teachers.

Respectfully,
Thos. E. Kilby,
Governor.

And sends said bill, together with the governor's message herewith to the House.

W. F. Miller,
Secretary.

SENATE MESSAGE.

On motion of Mr. Tunstall, the House concurred in and adopted the amendment proposed by the governor to the bill, S. 737, said amendment of the governor being set out in the above and foregoing Senate message.

Yeas, 60; nays, 0.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Johnson	Reynolds
Adams	Dansby	Jordan	Ross
Alexander	Deese	Lee (Perry)	Russell
Allen	Dickson	Lewis	Seale
Andrews	Edwards (Dallas)	Long (Sumter)	Shaw
Arnold	Ellis (Elmore)	Longshore	Sherrod
Baker	Graham (Autauga)	Lynne	Sparks
Blunt	Graham (Clarke)	Matthews (Wilcox)	Stoddard
Bracken	Hall (Henry)	Milford	Tompkins
Brindley	Hall (Marion)	Murphree	Trammell
Burks	Hale	McLeod	Van de Graff
Christian	Hare	Orr	Waddell
Christopher	Holmes (Baldwin)	Parker	Whorton
Clayton	Howle	Peters	Wilson
Cliett	Ingram	Pittman	Woodard

—60

MESSAGE FROM THE SENATE.

Mr. Speaker:

The President having signed the following Senate bill, your signature thereto is requested:

S. 549. To regulate costs, charges and fees in trials before the county courts and to provide for the collection thereof; to provide for clerks for the county court and to regulate their compensation.

Also:

S. 738. To make an appropriation to the public schools.

Also:

S. 596. To regulate the holding of elections in all counties in this State having more than 35,000 population, according to the last or any succeeding Federal census.

S. 207. To prohibit the assessing or collecting of any privilege or license tax or fee, by municipalities, from persons for conducting or operating any business, trade or profession outside the corporate limits of such municipalities.

S. 658. To require all companies, corporations, lessees, owners or receivers of any railroad or railway company operating passenger cars in this State to cause the doors and windows of such cars to be screened, under regulations to be adopted by the Alabama public service commission.

S. 754. To change, alter or enlarge the corporate limits of the town of Inglenook, Jefferson county, Alabama.

S. 627. For appropriation for erection and equipment of two buildings for the Alabama insane hospitals on the grounds of the Bryce Hospital at Tuscaloosa.

S. 222. To amend sections 18 and 32 of an act entitled, "An act to prescribe the qualifications of jurors and regulate the selection, drawing and summoning of jurors, and prescribe the qualifications and provide for the appointment of jury commissioners and clerks of such commissions and regulate the empaneling of grand and petit juries in all the courts of this State," approved August 31st, 1909.

S. 233. To require the superintendent of banks to certify and pay to the treasurer of the State of Alabama all funds remaining in the hands of the superintendent of banks, uncalled for, which have been held by him in trust for depositors and creditors of liquidated banks, from which they were received after three (3) years from the final liquidation of such bank.

S. 727. To provide for changing the name and for making an appropriation to the Huntsville State Normal and Industrial School, to be known as the Agricultural and Mechanical College for Negroes.

S. 287. To amend section 6967 of the Code.

S. 374. To submit to the qualified voters of the State of Alabama, at a special election to be held on the proclamation of the governor of Alabama, for their consideration, an amendment to the Constitution of Alabama empowering the Legislature to authorize counties, which have or which shall have taxable property in such counties of one hundred millions of dollars annually, or more, according to the assessments by such counties for the year 1918 A. D., or according to any annual assessment hereafter made, to engage in, lend their credits, grant public money or other thing of value in aid of the acquirement, construction, purchase, ownership, lease, maintenance, use, control and operation of highways, railroads, by any kind of motive power, conveyance or appliance; freight stations; passenger stations; wharves; piers; docks; warehouses; grain elevators; storage tanks; team trucks; and all other facilities and structures and appurtenant thereto, in aid of commerce; the dredging of the approaches to the water terminals to traverse or cross adjacent counties; and to increase the limit of county indebtedness from $3\frac{1}{2}$ to $4\frac{1}{2}$ per cent. of such taxable property.

S. 713. To make appropriations to the University of Alabama.

S. 451. To fix the compensation of members of boards of revenue and the clerks thereof in this State in counties which now have or which may hereafter have a population of 82,000 and not exceeding 100,000 people, according to the last Federal census or any such census which may hereafter be taken and to provide for the payment of any such compensation.

S. 442. To create the office of State fire marshal and to provide for the appointment of deputy marshals and assistants; to define their powers and duties and to fix their compensation; provide ways and means for the enforcement of this act and penalties for violation thereof, and to provide means for defraying the expenses incurred under the provisions hereof.

S. 367. To provide for the payment and retirement of claims against the fine and forfeiture fund of Cullman county, Alabama.

S. 218. To submit to the qualified electors of this State at a special election to be held at the call of the governor after ninety days from the final adjournment of this Legislature for their consideration of an amendment to the Constitution for the purpose of authorizing the State to establish and maintain a State highway system of public roads and bridges, to issue interest bearing bonds therefor, to authorize the levy and collection of automobile or other motor driven vehicle taxes by the State for said purposes and to provide for the establishment and maintenance of said State highway system, public roads and bridges according to such regulations as the Legislature may have prescribed or may hereafter prescribe.

S. J. R. 157. Relative to allowing clerks thirty days after the adjournment of Legislature to check Journals and registers of both houses.

S. 737. To make appropriations to the State normal schools for white teachers located at Florence, Jacksonville, Livingston, Troy, Daphne, and Moundville.

W. F. Miller,
Secretary.

SIGNING OF SENATE BILLS.

The Speaker of the House in the presence of the House, immediately after the titles had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bills, the titles to which are set out in the above and foregoing message from the Senate.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your Committee on Enrolled Bills begs to report that it has examined the following House bill:

H. 281. For the protection of human beings and live stock of all kinds. To impose a license on dogs over the age of three months and to provide further that dogs running at large, except fox hounds and deer hounds wearing collars upon which the own-

ers' names and addresses are printed or written, shall wear muzzles; to require the registration of all dogs by the circuit clerk in their respective counties; to provide for the necessary supplies to carry this act into effect and to provide for compensating the circuit clerk for his services as required herein; to provide that the funds derived from the license on dogs herein imposed by this act shall be paid to the county treasurer and kept separate and apart, and shall be known as the dog tag fund which fund shall be used in defraying the traveling expenses to and from the State Pasteur Institute of persons who have been bitten by mad dogs and ~~who are unable to defray their own expenses~~, also their expenses while under treatment at this institute; likewise the funds created by this act shall be used in remunerating persons who sustain loss from dogs crippling or killing their live stock and poultry, and to provide that at the end of each fiscal year the balance remaining in the dog tax fund shall be paid by the county treasurer to the county board of education for distribution among the public schools of the county, in which the license is collected, and apportioned to the different school districts in proportion to the amount of licenses collected in such district.

And finds same correctly enrolled.

Robt. F. Peters,
Chairman.

SIGNING OF BILLS.

The Speaker of the House in the presence of the House, immediately after the title had been publicly read by the Clerk, the reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bill, the title to which is set out in the above and foregoing report of the Committee on Enrolled Bills.

CERTIFICATE OF THE CLERK.

To the House of Representatives:

I hereby certify that the bills mentioned below were delivered to the executive department on the dates and hours named, and that I hold the receipts of that department for same:

September 27, 1919, 11:50 P. M.:

H. 335, H. 1046, H. 944, H. 633, H. 842, H. 656, H. 961, H. 900, H. 849, H. 751, H. 785, H. 981, H. 762, H. 691, H. 256, H. 442, H. 813, H. 835, H. 323, H. 935, H. 524, H. 727, H. 757, H. 492, H. 191, H. 844, H. 1037, H. 862, H. 1038, H. 775, H. 378,

H. 850, H. 1125, H. 987, H. 995, H. 726, H. 688, H. 418, H. 475,
H. 911, H. 1042, H. 898, H. 767, H. 619, H. 281, H. 553.

Fred H. Gormley,
Clerk.

MESSAGE FROM THE GOVERNOR.

The House received the following message from the governor :

Gentlemen of the House of Representatives:

I herewith return House bill 471 without executive approval, because being a special bill and for the relief of an individual the Constitution requires that it must be published once in each week for four consecutive weeks prior to the introduction of the bill in the Legislature. The proof of publication certifies that the publication was made in the newspaper for only three consecutive weeks and only on the following dates, to-wit: February 13, 1919, and February 20, 1919, and February 27, 1919.

Furthermore, it is certain from the recitals in the bill that the services rendered by the beneficiary of the bill as a minister during the years 1916, 1917 and 1918 were not in the performance of an authorized contract or agreement or understanding with or by any authority of any responsible official of the State government, or of any other officer or person authorized to act for or bind the State, and I think for that reason is not authorized by law and of very doubtful constitutional validity, to say the least.—Constitution, sec. 68.

Respectfully,

Thos. E. Kilby,
Governor.

On motion of Mr. Jones of Escambia, the bill, H. 471, was laid upon the table.

MESSAGE FROM THE GOVERNOR.

The House received the following message from the governor on September 10, 1919:

Gentlemen of the House of Representatives:

I herewith return House bill No. 148, providing for an election by the qualified voters of the county superintendent of education of Morgan county, Alabama, without my approval.

This bill excepts Morgan county from the operation of the general laws of the State under which county superintendents of education are elected by the county boards of education. It is a local law, covering a subject already regulated by general law and concerns only the method of election. Its last clause provides for the repeal of all laws or parts of laws, in conflict with the local law. The general law covering this subject is a declaration of the public policy of this State, and the Legislature in its wisdom has evidently adopted the system of the election of county superintendents of education by the several boards of education as being the most suitable to the needs of the State, and I feel bound by this legislative declaration of the public policy of the State. Furthermore, I am advised that the act probably is repugnant to section 105 of the Constitution pro-

hibiting the enactment of a special or local law in any case which is provided for by a general law and which prohibits the enactment indirectly of such a law by the partial repeal of a general law.

Respectfully,
Thos. E. Kilby,
Governor.

September 10, 1910.

On motion of Mr. Brindley, the consideration of the governor's veto was postponed.

MESSAGE FROM THE GOVERNOR.

The House received the following message from the governor:

Gentlemen of the House of Representatives:

I herewith return House bill No. 307, without my approval. It is a special or private act for the relief of Watt T. Brown, and therefore should be accompanied by the necessary proof of publication as required by section 106 of the Constitution. There is no such proof of publication in the record.

Respectfully,
Thos. E. Kilby,
Governor.

On motion of Mr. Lynne, the bill, H. 307, was laid upon the table.

RESOLUTION.

Mr. Blunt offered the following resolution, which was adopted by unanimous vote after the rules had been suspended for the immediate consideration of the resolution:

H. R. 387. Whereas, Dan G. Cook has served (12) or more committees of this House with but the pay of the clerk of one committee; and,

Whereas, the spirit of helpfulness in the person of Dan G. Cook has been present everywhere; and,

Whereas, it has been said by the Master, "He that will be greatest in the Kingdom shall be servant of all," which applies to the said Dan. G. Cook; now, then,

Be it resolved, That the thanks of this House be extended to the said Dan G. Cook, and that a copy of these resolutions be spread upon the Journal of the House.

COMMUNICATION.

The Speaker of the House read the following telegram, which was ordered spread on the Journal.

Samson, Ala., 2:50 P., Sept. 27, 1919.

The Members of the State Legislature,
Care Speaker House Representatives,
Montgomery, Alabama.

To the Speaker of the House, Members of Legislature, the Clerks, Door-keepers and Pages:

Accept my profound appreciation for your association and kindness shown me; also the contribution from the gentlemen from Butler and Houston on the health bill. You have my regards and the dear people my sympathies.

T. S. Faulk.

MESSAGE FROM THE GOVERNOR.

The House received the following message from the governor:

Gentlemen of the House of Representatives:

I herewith return House bill 281 relating to the dog tax law, without my approval, and suggest amendments which if adopted will meet my objections to the bill, as follows, namely:

Amend title by striking out "county treasury" and substituting "State treasury" and by striking out all after the words "and poultry."

Amend section 4 by substituting the words "State treasury" for the words "county treasury."

Amend section 9 by striking out the word "county" and substituting therefor the word "State."

Amend section 13 by striking out the word "county" where it last appears in said section and substituting therefor the word "State," and adding as the concluding clause of said section the words "upon warrant drawn by the State auditor."

Amend section 14 by striking out all words after the words "carry this act into effect."

Amend section 17 by striking out the words "court of county commissioners or board of revenue at their next meeting," and substitute therefor the words "State auditor."

Amend the bill by striking out section 18.

Amend the bill by striking out the following words in section 20, namely, "provided the provisions of this bill shall not repeal or invalidate the local dog law for Dallas county or affect the provisions thereof."

Respectfully,

Thos. E. Kilby,
Governor.

GOVERNOR'S MESSAGE.

On motion of Mr. Holmes of Baldwin, the House concurred in and adopted the amendment proposed by the governor to the bill, H. 281, said amendment of the governor being set out in the above and foregoing message from the governor.

Yeas, 57; nays, 7.

Yeas:

Messrs:

Mr. Speaker	Cobbs	Holmes (Baldwin)	Murphree
Alexander	Crump	Ingram	McLeod
Allen	Dansby	Jones (Escambia)	Oakley
Andrews	Dickson	Jones (Montgomery)	Parker
Arnold	Edwards (Dallas)	Johnson	Peters
Barganier	Ellis (Elmore)	Lawson	Pittman
Blunt	Graham (Autauga)	Lee (Butler)	Robertson
Bracken	Graham (Clarke)	Lee (Perry)	Salter
Brindley	Guy	Long (Sumter)	Seale
~~Burke~~	Hall (Henry)	Longshore	Shaw
Calvert	~~Hall (Marion)~~	~~Lynne~~	Simpson
Carnley	Hale	Matthews (Wilcox)	Stewart
Christian	Hare	Milford	Stoddard
Clayton	Hawkins	Moorer	Williams
Cliett			

—57

Nays:

Messrs:

Adams	Christopher	Truss	Van de Graff
Baker	Preston	Tunstall	

—7

MESSAGE FROM THE SENATE.

Mr. Speaker:

The Senate has concurred in and adopted the amendment proposed by his excellency, the governor, to the bill:

H. 281. For the protection of human beings and of live stock of all kinds. To impose a license on dogs over the age of three months and to provide further that dogs running at large, except fox hounds and deer hounds wearing collars upon which the owners' names and addresses are printed or written, shall wear muzzles; to require the registration of all dogs by the circuit clerk in their respective counties; to provide for the necessary supplies to carry this act into effect and to provide for compensating the circuit clerk for his services as required herein; to provide that the funds derived from the license on dogs herein imposed by this act shall be paid to the county treasurer and kept separate and apart, and shall be known as the dog tax fund which fund shall be used in defraying the traveling expenses to and from the State Pasteur Institute of persons who have been bitten by mad dogs and who are unable to defray their own expenses, also their expenses while under treatment at this institute; likewise the funds created by this act shall be used in remunerating persons who sustain loss from dogs crippling or killing their live stock and poultry, and to provide that at the end of each fiscal year the balance remaining in the dog tax fund shall be paid by the county treasurer to the county board of education for distribution among the public schools of the county, in which the

license is collected, and apportioned to the different school districts in proportion to the amount of licenses collected in such district.

By a vote of a majority of the whole number elected to the Senate, said vote being: Yeas, 18; nays, 1.

W. F. Miller,
Secretary.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Speaker:

Your Committee on Enrolled Bills begs leave to report that it has examined the following bill:

H. 281. For the protection of human beings and of live stock of all kinds. To impose a license on dogs over the age of three months and to provide further that dogs running at large, except fox hounds and deer hounds wearing collars upon which the owners' names and addresses are printed or written, shall wear muzzles; to require the registration of all dogs by the circuit clerk in their respective counties; to provide for the necessary supplies to carry this act into effect and to provide for compensating the circuit clerk for his services as required herein; to provide that the funds derived from the license on dogs herein imposed by this act shall be paid to the county treasurer and kept separate and apart, and shall be known as the dog tag fund which fund shall be used in defraying the traveling expenses to and from the State Pasteur Institute of persons who have been bitten by mad dogs and who are unable to defray their own expenses, also their expenses while under treatment at this institute; likewise the funds created by this act shall be used in remunerating persons who sustain loss from dogs crippling or killing their live stock and poultry, and to provide that at the end of each fiscal year the balance remaining in the dog tax fund shall be paid by the county treasurer to the county board of education for distribution among the public schools of the county, in which the license is collected, and apportioned to the different school districts in proportion to the amount of licenses collected in such district.

And finds same correctly enrolled.

Robert F. Peters,
Chairman.

SIGNING OF BILLS.

The Speaker of the House in the presence of the House, immediately after the title had been publicly read by the Clerk, the

reading at length having been dispensed with by a two-thirds vote of a quorum present, signed the bill, the title to which is set out in the above and foregoing report of the Committee on Enrolled Bills.

CERTIFICATE OF CLERK.

To the House of Representatives:

I hereby certify that the bill mentioned below was delivered to the executive department of the date and hour named, and that I hold the receipt of the department for same:

September 27th, 1919, 11:55 P. M.:

H. 281.

Fred H. Gormley,
Clerk.

REPORT OF REVISION OF JOURNAL COMMITTEE.

Mr. Speaker:

Your Committee on Revision of the Journal beg leave to report that it has examined the Journal for the fiftieth day and find same correct.

W. H. Shaw,
Chairman.

The report of the Committee on Revision of the Journal was concurred in and adopted and the Journal for the fiftieth day was approved.

ADJOURNMENT.

On motion of Mr. Lynne, the House at 11:55 P. M. adjourned *sine die*.

SESSION 1919

FIRST DAY—Tuesday, January 14.....	P.	3
SECOND DAY—Wednesday, January 15.....	P.	76
THIRD DAY—Thursday, January 16.....	P.	84
FOURTH DAY—Friday, January 17.....	P.	118
FIFTH DAY—Saturday, January 18.....	P.	129
SIXTH DAY—Tuesday, January 21.....	P.	145
SEVENTH DAY—Thursday, January 23.....	P.	180
EIGHTH DAY—Friday, January 24.....	P.	210
NINTH DAY—Tuesday, January 28.....	P.	235
TENTH DAY—Wednesday, January 29.....	P.	263
ELEVENTH DAY—Friday, January 31.....	P.	294
TWELFTH DAY—Monday, February 3.....	P.	328
THIRTEENTH DAY—Wednesday, February 5.....	P.	353
FOURTEENTH DAY—Thursday, February 6.....	P.	401
FIFTEENTH DAY—Friday, February 7.....	P.	435
SIXTEENTH DAY—Tuesday, February 11.....	P.	477
SEVENTEENTH DAY—Wednesday, February 12.....	P.	517
EIGHTEENTH DAY—Thursday, February 13.....	P.	542
NINETEENTH DAY—Friday, February 14.....	P.	578
TWENTIETH DAY—Monday, February 17.....	P.	621
TWENTY-FIRST DAY—Tuesday, July 8.....	P.	694
TWENTY-SECOND DAY—Thursday, July 10.....	P.	749
TWENTY-THIRD DAY—Friday, July 11.....	P.	770
TWENTY-FOURTH DAY—Monday, July 14.....	P.	804
TWENTY-FIFTH DAY—Wednesday, July 16.....	P.	825
TWENTY-SIXTH DAY—Thursday, July 17.....	P.	881

TWENTY-SEVENTH DAY—Friday, July 18.....	P. 882
TWENTY-EIGHTH DAY—Tuesday, July 22.....	P. 932
TWENTY-NINTH DAY—Friday, July 25.....	P. 965
THIRTIETH DAY—Monday, July 28.....	P. 1032
THIRTY-FIRST DAY—Thursday, July 31	P. 1061
THIRTY-SECOND DAY—Friday, August 1.....	P. 1071
THIRTY-THIRD DAY—Tuesday, August 5.....	P. 1107
THIRTY-FOURTH DAY—Friday, August 8.....	P. 1195
THIRTY-FIFTH DAY—Wednesday, August 13.....	P. 1289
THIRTY-SIXTH DAY—Friday, August 15.....	P. 1381
THIRTY-SEVENTH DAY—Wednesday, August 20.....	P. 1444
THIRTY-EIGHTH DAY—Friday, August 22.....	P. 1500
THIRTY-NINTH DAY—Wednesday, August 27.....	P. 1623
FORTIETH DAY—Friday, August 29.....	P. 1712
FORTY-FIRST DAY—Tuesday, September 2.....	P. 1782
FORTY-SECOND DAY—Wednesday, September 3.....	P. 1808
FORTY-THIRD DAY—Friday, September 5.....	P. 1863
FORTY-FOURTH DAY—Wednesday, September 10.....	P. 1919
FIRTY-FIFTH DAY—Monday, September 15.....	P. 2074
FORTY-SIXTH DAY—Wednesday, September 17.....	P. 2217
FORTY-SEVENTH DAY—Friday, September 19.....	P. 2362
FORTY-EIGHTH DAY—Tuesday, September 23.....	P. 2454
FORTY-NINTH DAY—Thursday, September 25.....	P. 2548
FIFTIETH DAY—Saturday, September 27.....	P. 2674

INDEX

ABUSIVE LETTERS—

To permit recovery against persons writing, S. 338, Pages 1164, 1396.

ACCOUNTS AND RECORDS—

To provide for commission on, H. 186, Pages 213, 1219.

To provide for commission on; H. 235, Page 277.

ADMINISTRATORS—

In reference to removal from state, S. 217, Pages 1172, 1399.

Providing for appointment of non-residents as such, H. 300, Pages 369, 836.

To provide for administration and distribution of estates of persons presumed to be dead, H. 321, Pages 418, 836.

ADULTERY—

To make adultery and fornication criminal offenses, H. 718, Page 1055.

ADVERTISING SIGNS—

To prohibit those resembling railway crossing signs, S. 54, Pages 342, 602, 653, 675, 677.

AFFIDAVITS, RECORDING OF—

To amend act relating to lands, S. 282, Pages 1059, 1206.

AGRICULTURE—

To amend act giving counties authority to appropriate money for, H. 352, Pages 706, 836.

To amend act providing extension work in, S. 651, Pages 2449, 2457, 2672, 2792.

To amend act providing for extension work in, H. 1029, Pages 1797, 2369, 2496.

To amend act regulating sale of commercial feeding stuffs, S. 181, Pages 486, 523, 561, 589.

To amend act regulating commercial feeding stuffs, H. 322, Pages 418, 1221.

To authorize counties to aid farm demonstrations, H. 228, Pages 276, 360, 2349, 2377, 2641, 2830.

To authorize counties to appropriate funds for agricultural clubs, S. 129, Pages 790, 1452.

To encourage production on farms, H. 934, Pages 1525, 1738.

To prohibit depredation by chickens, H. 538, Page 840.

To provide for extension work in, S. 90, Pages 285, 362, 466, 487, 531.

To provide for Fairs, S. 680, Pages 2129, 2227, 2660.

To provide for Fairs for agricultural clubs, H. 523, Pages 817, 1453, 2352, 2606, 2824.

To provide for extension work in, H. 157, Pages 198, 2089, 2441.

To provide increased facilities in animal husbandry department at Auburn, H. 158, Pages 198, 300.

To regulate sale of certain seed, H. 1034, Pages 1816, 1928.

To regulate sale of cotton seed, H. 400, Pages 719, 828.

To regulate traffic in seed cotton, H. 613, Pages 943, 1217, 1498, 1542, 1645, 2671, 2828.

ANIMALS—

To punish malicious injury of, H. 487, Pages 789, 831.

To provide for instructions in regard to protection of, S. 314, Pages 970, 1893, 2726, 2802.

ANNEXATION—

To provide for taking in Florida counties, H. 692, Pages 1044, 1214, 2119, 2127, 2643, 2831.

APPROPRIATIONS—

Agricultural Schools, S. 729, Pages 2279, 2366, 2618, 2794.

Alabama Girls' Technical Institute, H. 1074, Pages 1941, 2092.

Alabama Illiteracy Commission, H. 1006, Pages 1793, 1896.

Alabama Illiteracy Commission, H. 1104, Pages 1946, 2094.

Alabama Polytechnic Institute, H. 1016, Pages 1794, 1897.

Alabama Polytechnic Institute, H. 1109, Pages 1946, 2093.

Alabama School of Trades, Ragland, H. 1002, Pages 1793, 1896.

Alabama School of Trades and Industry, Ragland, H. 1111, Pages 1947, 2092.

Blountsville Agricultural School, S. 147, Pages 2244, 2368, 2621, 2793.

Blountsville Agricultural School, H. 1095, Pages 1945, 2091.

Bonus for counties levying local school tax, H. 1021, Pages 1795, 1897.

Bonus for counties levying special school taxes, H. 1119, Pages 1948, 2094.

Boys' Industrial School, S. 717, Pages 2245, 2367, 2615, 2794.

Boys' Industrial School, H. 1013, Pages 1794, 1896.

Boys' Industrial School, H. 1108, Pages 1946, 2092.

Confederate memorial museum, Alabama room at, S. 97, Pages 285, 359, 426, 434.

Confederate soldiers and widows, S. 763, Pages 2491, 2553, 2683, 2796.

Confederate Soldiers, H. 1143, Pages 2231, 2367.

Convict Bureau, S. 191, Pages 556, 583, 626, 659.

County High Schools, S. 730, Pages 2279, 2366, 2622, 2794 (S. 720 error).

County High Schools, H. 1005, Pages 1793, 1896.

County High Schools, H. 1099, Pages 1945, 2094.

Counties levying special school tax, S. 723, Pages 2245, 2367, 2625, 2793.

District agricultural schools, H. 1004, Pages 1793, 1896.

District agricultural schools, H. 1114, Pages 1947, 2092.

Dormitory Daphne normal school, S. 499, Pages 2282, 2368, 2621, 2796.

For Confederate soldiers, H. 513, Page 815.

For relief of board of convict inspectors, H. 317, Pages 411, 502.

For tuberculosis commission, H. 368, Pages 710, 1313, 1927, 2436, 2662, 2825.

Eradication of live stock diseases, H. 911, Pages 1520, 2089, 2438, 2640, 2819, 2830, 2840-41.

General Expenses of State, S. 748, Pages 2442, 2458, 2596-99, 2615, 2685-7, 2790.

General appropriations for period between April 1, 1919, and September 30, 1919, H. 201, Pages 217, 268, 414, 546, 580, 628, 651, 678.

General appropriation act, H. 1085, Pages 1944, 2094, 2541-47.

Girls' Technical Institute, S. 712, Pages 2244, 2367, 2588, 2794.

Girls' Technical Institute, H. 1010, Pages 1794, 1897.

Girls' Technical Institute, H. 1101, Pages 1946, 2094.

Huntsville Normal School for Negroes, S. 727, Pages 2245, 2373, 2630, 2692-94, 2719, 2844.

Huntsville State Normal, H. 1009, Pages 1794, 1896.

Huntsville Normal School for Negroes, H. 1112, Pages 1947, 2091.

APPROPRIATIONS—Continued.

- Illiteracy Commission, S. 722, Pages 2245, 2368, 2620, 2793.
 Insane hospitals, S. 627, Pages 2450, 2457, 2732, 2843.
 Libraries in public schools, S. 724, Pages 2245, 2367, 2628, 2793.
 Libraries in public schools, H. 1103, Pages 1946, 2093.
 Montgomery normal school for colored, S. 736, Pages 2279, 2368, 2626, 2796.
 Montgomery Normal for Negroes, H. 1015, Pages 1794, 1897.
 Montgomery Normal School for Colored Teachers, H. 1117, Pages 1947, 2092.
 Morgan County High School, H. 592, Pages 904, 1220, 1313.
 Northeast Alabama Agricultural and Industrial Institute, S. 728, Pages 2279, 2367, 2623, 2793.
 Northeast Alabama Agricultural Institute, H. 1003, Pages 1793, 1896.
 Northeast Alabama Agricultural and Industrial Institute, H. 1100, Pages 1945, 2094.
 Normal schools, S. 737, Pages 2279, 2369, 2619, 2683, 2839, 2841-43, 2845.
 Polytechnic Institute, S. 716, Pages 2244, 2367, 2589, 2794.
 President of oyster commission, H. 1055, Pages 1902, 2092.
 Public schools, S. 738, Pages 2279, 2369, 2519, 2564, 2788, 2843.
 Public schools, H. 1093, Pages 1945, 2090.
 Rebuilding of agricultural school at Blountsville, H. 1047, Pages 1901, 1927.
 Rural school houses, S. 732, Pages 2279, 2368, 2616, 2793.
 Rural school houses, H. 1011, Pages 1794, 1896.
 Rural school houses, H. 1097, Pages 1945, 2094.
 School of Trades and Industry (Ragland), S. 721, Pages 2244, 2367, 2628, 2793.
 Sheriffs for feeding prisoners, S. 10, Pages 458, 502, 563, 589.
 State board of education, S. 731, Pages 2279, 2366, 2624, 2796, 2800, 2839.
 State board of education, H. 1051, Pages 1902, 2093.
 State board of education, H. 1098, Pages 1945, 2100.
 State department of education, H. 1053, Pages 1902, 2094.
 State department of education, S. 734, Pages 2279, 2367, 2618.
 State department of education, H. 1115, Pages 1947, 2093.
 State normal schools, H. 1001, Pages 1793, 1896.
 State Training School for Girls, H. 1096, Pages 1945, 2094.
 Sword for Colonel William P. Screws, H. 341, Pages 698, 891.
 Tick eradication, H. 912, Pages 1520, 2089, 2438, 2607, 2827.
 To provide for expenses of doorkeepers of Legislature, H. 294, Pages 367, 417, 465, 480, 482, 546, 560.
 To revoke contingent and conditional, S. 103, Pages 314, 360, 596, 615.
 To revoke contingent and conditional, H. 184, Pages 213, 301.
 To sheriffs for feeding prisoners, H. 293, Pages 367, 417.
 Training School for Girls, S. 715, Pages 2244, 2368, 2616, 2793.
 Transportation of National Guard, S. 105, Pages 2069, 2093, 2532, 2563.
 Transportation of National Guard, H. 1983, Pages 1944, 2093.
 Tuberculosis commission, S. 368, Pages 710, 1219, 1263, 1313, 1927, 2436, 2662, 2825.
 Tuskegee Normal and Industrial Institute, S. 735, Pages 2279, 2366, 2624, 2794.
 Tuskegee Normal, H. 1014, Pages 1794, 1896.
 Tuskegee Normal, H. 1116, Pages 1947, 2093.
 University of Alabama, S. 713, Pages 2244, 2368, 2588, 2770, 2844.
 University of Alabama, H. 1017, Pages 1794, 1897.
 University of Alabama, H. 1110, Pages 1947, 2093.
 White normal schools, H. 1118, Pages 1947, 2092.

ART COMMISSION—

To create, S. 350, Pages 1869, 2091, 2655, 2799.

ATHENS—

To validate bonds of, H. 1024, Pages 1795, 1898.

To validate bonds of, H. 1027, Pages 1796, 1898, 2026, 2643, 2827.

ATTORNEYS—

To punish unauthorized practice, H. 274, Page 338.

ATTORNEY-GENERAL—

To authorize assignment of solicitor to nineteenth circuit, H. 561, Pages 893, 1198, 2174, 2234, 2539, 2560.

To transfer legal work of all state departments to, H. 1025, Pages 1796, 1885.

AUTAUGA—

To abolish county court, H. 576, Pages 898, 1041, 1988.

To provide for payment of witnesses, H. 768, Pages 1226, 1296.

To make circuit clerk ex-officio county clerk, H. 802, Pages 1255, 1295.

To regulate fine and forfeiture fund, H. 803, Pages 1256, 1295, 2298, 2379, 2607, 2827.

AUTOMOBILES

For registration and regulation of, H. 610, Pages 942, 1930.

Placing license tax in county road fund, H. 370, Pages 710, 936.

To amend act regulating, S. 284, Pages 790, 1476, 1728, 2661.

To amend act providing for registration of, S. 711, Pages 2450, 2458, 2687, 2761, 2797.

To amend act requiring registration, H. 518, Pages 815, 1224.

To prevent double tax on and provide for transfer of license, S. 200, Pages 585, 885.

To prevent fraud and theft of, H. 570, Page 895.

To prevent injury to when parked, H. 751, Pages 1126, 1205, 2417, 2786, 2815.

To prohibit alteration of factory numbers, H. 796, Pages 1254, 1451.

To prohibit alteration of numbers on tires, S. 391, Pages 2451, 2550.

To provide for certification and regulation of, H. 280, Pages 340, 440.

To provide for printing list of licenses, H. 571, Pages 896, 1394.

To regulate possession and repair of, H. 700, Pages 1050, 1208.

To regulate transfer of licenses, H. 431, Pages 757, 1220.

To require abstract of title for, H. 369, Page 710.

To require dealers to report number sold, H. 371, Pages 710, 1395.

BAILIFFS—

To provide for appointment of, H. 650, Pages 996, 1199, 1355, 1388, 1906, 1967, 2134, 2282, 2384.

To provide for in certain counties, S. 439, Pages 1484, 1728, 2334.

To provide for certain counties, H. 1023, Pages 1795, 1887.

To provide for in certain counties, S. 656, Pages 2239, 2365.

BALDWIN—

Giving circuit clerk to issue warrants of arrest, H. 720, Pages 1117, 1205, 1360, 1389, 1955, 1968.

To fix deputy solicitor's salary, H. 625, Pages 978, 1202, 1350, 1388, 1916, 1967.

To make circuit clerk ex-officio county clerk, H. 723, Pages 1118, 1205, 1380, 1389.

BANDS AND MUSICAL ORGANIZATIONS—

To authorize counties, cities and towns to appropriate funds for, H. 256, Pages 310, 1199, 2348, 2374, 2784, 2816.

BANKS—

Authorizing payment of deposit of deceased person to heirs, H. 452, Pages 761, 834, 1960, 2083, 2393, 2666, 2728.

Defining due diligence in forwarding checks, H. 432, Pages 757, 834, 1958, 2104, 2641, 2829.

Fixing liability for payment of forged or raised checks, H. 434, Pages 757, 834.

To amend state banking law, H. 426, Pages 755, 834, 1856-1862, 1867, 2606, 2822.

To authorize any bank or trust company to become member of federal reserve, H. 480, Pages 786, 834, 1710.

To authorize acceptance of drafts, S. 301, Pages 1060, 1212, 2708, 2789.

To authorize corporate existence of, S. 453, Pages 1832, 2083, 2592.

To authorize entry into federal reserve, S. 295, Pages 1057, 1211, 1983, 2115.

To authorize entry into federal reserve system, H. 567, Pages 894, 977, 1710.

To authorize liquidation of solvent banks, S. 302, Pages 1154, 1511, 2660, 2799.

To authorize merger of, H. 946, Pages 1528, 1737, 2415, 2607, 2826.

To authorize operation of on legal holidays, S. 286, Pages 1059, 1211, 2703, 2789.

To further prescribe qualifications and duties of directors, H. 577, Pages 899, 1211, 1960, 2083, 2404-06, 2641, 2877.

To limit liability for non-payment of checks through error, H. 433, Pages 757, 834, 1959, 2104, 2607, 2826.

To prohibit use of name by those not licensed, H. 910, Pages 1520, 1737.

To require banks and trust companies to set aside ten per cent for surplus, H. 453, Pages 761, 834, 1960, 2104, 2608, 2828.

To require superintendent of to pay over funds of liquidated banks, S. 233, Pages 1059, 1211, 2706, 2844.

BARBOUR—

To divide into six revenue districts, S. 365, Pages 1151, 1207, 1337, 1403.

To make circuit clerk ex-officio county clerk, S. 152, Pages 420, 504, 539, 565.

BESSEMER—

To close certain street in, H. 743, Pages 1124, 1210, 1356, 1390, 1836, 1837, 1848, 1954, 1979, 2233.

BIBB—

Road law for, H. 579, Pages 899, 1041, 1184, 1259, 1749, 1802, 1953, 1980, 2233.

To authorize interest-bearing warrants, H. 769, Pages 1226, 1296, 1621, 1644, 1950, 1968.

BILLS OF EXCEPTION—

To prescribe method of preparing in cases appealed to appellate courts, H. 180, Page 209.

BIRMINGHAM—

To abolish constable in certain precincts of, H. 1144, Pages 2231, 2370.

To abolish constable in certain precincts of, H. 942, Page 1527.

BIRMINGHAM—Continued.

- To abolish second division of municipal court, H. 788, Pages 1244, 1454, 1684, 1722, 1916, 1968.
- To amend commission government act, H. 981, Pages 1740, 1887, 2015, 2783, 2815.
- To authorize city to condemn private property for sewerage connections, S. 18, Pages 182, 271, 386, 397, 406.
- To authorize city to construct and repair bridges, etc., S. 19, Pages 182, 271, 388, 398, 409.
- To authorize repair of streets and assessment of costs, H. 271, Pages 338, 836.
- To amend firemen's relief fund act, H. 212, Pages 241, 357, 470, 481, 608, 633.
- To close certain alley, H. 646, Pages 994, 1510, 1706, 1720, 2641, 2729.
- To grant right to condemn property for public purposes, H. 55, Pages 88, 519, 1026, 1033, 1401, 1450.
- To give right to construct bridges, etc., H. 57, Page 88.
- To provide for assessment and collection of taxes, S. 24, Pages 183, 270, 351, 591, 1285.
- To provide for election of board of education, S. 427, Page 1752.
- To provide for election of constable in, H. 925, Pages 1524, 2225.
- To rearrange boundary lines, S. 458, Pages 1488, 1513, 1687, 1748, (H. J. R.) 182, 2016, 2114.
- To vacate certain streets, H. 827, Pages 1303, 1514, 1686, 1723, 2642, 2730.
- To vacate certain streets in, H. 449, Pages 760, 831, 1280, 1291, 1804, 1842.

BLOUNT—

- To provide new road law, H. 225, Pages 273, 300, 344, 622, 663.

BLUE SKY LAW—

- To prevent frauds and impositions, H. 634, Pages 981, 1199, 1484, 1654-1656, 1720, 2554, 2730.
- To prevent frauds and impositions, H. 671, Page 1001.

BOARD OF ARBITRATION—

- To create, H. 814, Page 1300.

BOARD OF CONTROL AND ECONOMY—

- To create, S. 101, Pages 351, 359, 430, 434, 361.
- To create, H. 183, Pages 213, 302.
- To confer additional powers on, H. 900, Pages 1469, 1884, 2389, 2663, 2664, 2814.
- To make members elective, H. 834, Page 1308.
- To place duty of land appraisement on, H. 932, Pages 1525, 2098.

BOILER INSPECTION—

- To create board of boiler rules, H. 330, Pages 479, 1208.

BOLSHEVISM—

- To prohibit teaching of, H. 640, Page 987.

BOND ISSUE—

- To authorize funding bonds to amount of \$954,000, S. 161, Pages 460, 503, 616, 658.

BOUNDARY LINES—

- To alter lines of Jefferson and Blount, H. 958, Page 1636.

BOXING CONTESTS—

Defining and regulating in certain cities, H. 807, Pages 1257, 1394.

BRIGHTON—

To rearrange boundary lines of, H. 1066, Pages 1933, 2086, 2298, 2379, 2643, 2728.

BUDGET—

Report of Legislative committee on, Page 726.

Report of, Pages 2460-2472.

To amend act providing salaries, S. 746, Pages 2282, 2369, 2655, 2799.

To amend act providing for salaries, H. 1081, Page 1943.

To create budget commission, S. 74, Pages 266, 301, 377, 407, 605, 665, S. J. R. 68).

To authorize counties to adopt, H. 204, Pages 238, 360, 963, 967, 2539, 2559.

BULLOCK—

To repeal charter of town of Thompson, H. 423, Pages 754, 829, 1919, 1035, 1400, 1450.

BUTLER—

To abolish board of equalization, H. 499, Pages 806, 833, 1017, 1037.

To apportion Greenville school funds, H. 598, Pages 938, 1041, 1275, 1292.

To provide for election of county superintendent of education, H. 500, Pages 807, 831, 1010, 1037.

To fix time for holding county court, H. 203, Pages 238, 356, 423, 438, 535, 545.

To require school funds to be paid treasurer of Greenville, H. 597, Pages 937, 1041, 1274, 1292.

BUTTER AND OLEOMARGARINE—

To prevent sale of filthy, H. 758, Pages 1128, 2229.

CALHOUN—

To amend act establishing inferior court, H. 976, Pages 1739, 1813, 1992, 2107, 2384, 2422.

To amend act establishing inferior court, S. 570, Page 1873.

To close certain streets in Anniston, S. 342, Pages 1161, 1210, 1340, 1529.

CATTLE—

To prohibit running-at-large, H. 120, Pages 132, 219, 283, 310.

CENSUS—

To amend ratifying census of certain cities, S. 522, Pages 1777, 1889, 2005, 2114.

To ratify and confirm for certain towns, H. 853, Pages 1457, 1509, 2105, 2472, 2521.

CENTENNIAL COMMISSION—

To create, H. 229, Pages 276, 297, 345, 548, 568.

CHAMBERS—

To repeal road law, S. 516, Pages 1669, 1814, 2006, 2114.

CHANCERY RULE—

To amend rule two, S. 226, Pages 1059, 1206.

CHECKS—

To require redemption in current money, H. 44, Pages 86, 279.

CHEROKEE—

To create highway commission, S. 448, Pages 1329, 1506, 1672, 1800, 2108-2110, 2236.

CHILD LABOR—

To amend act regulating, S. 332, Pages 1164, 1298, 2117, 2235, 2670, 2799.

To amend act relating to, H. 556, Pages 894, 975.

CHILD WELFARE—

To establish department of, S. 247, Pages 1651, 1897, 2524, 2537, 2564.

CHILTON—

To make circuit clerk ex-officio county clerk, H. 464, Pages 773, 1209.

CHIROPODY—

To regulate practice of, H. 459, Pages 766, 906, 1455.

To regulate practice of, H. 647, Pages 995, 1455.

CIRCUIT CLERKS—

To fix ex-officio fees in certain counties, S. 232, Pages 1776, 2095, 2347, 2410.

CIRCUIT JUDGES—

To amend act fixing salaries of in certain counties, S. 412, Pages 1471, 1508, 1701, 1799, 1957, 2475-6, 2673.

To fix salaries of S. 400, Pages 1327, 1393, 1770, 2130, 2473-4, 2502, 2506, 2523.

CITIES—

To provide for consolidation of, H. 712, Pages 1054, 1209, 1362, 1391, 1825, 1876, 1987, 2128, 2278, 2362, (H. J. R. 375), 2448 (H. J. R. 375), 2488.

CLARKE—

Local road law, H. 349, Pages 699, 1213, 1993.

To fix pay of witnesses, S. 479, Pages 1668, 1736, 2301, 2479.

To increase jurisdiction of mayor of Jackson, H. 9, Pages 79, 193, 260, 265, 422, 436.

To prohibit dogs from running at large in, H. 259, Pages 334, 1210.

To provide for election of board of education of Jackson, H. 10, Pages 79, 193, 352, 355.

CLAY—

To repeal local road law, H. 594, Pages 906, 1041, 1187, 1259, 1652, 1762.

To repeal road law, H. 968, Pages 1638, 1813, 1997, 2108, 2423, 2488.

CLEBURNE—

To amend act establishing charter for Edwardsville, H. 466, Pages 774, 829, 1018, 1036, 1400, 1450.

To dissolve corporation of Fruithurst, S. 327, Pages 1152, 1220.

To make circuit clerk ex-officio county clerk, H. 582, Pages 902, 972, 1711.

COAL—

To amend act regulating mining of, H. 623, Pages 946, 1205.

To regulate sale of to individuals, H. 980, Page 1740.

COAL MINING—

To amend act regulating, S. 358, Pages 1154, 1217, 2604, 2646, 2795.

COAL MINERS—

To provide bathing facilities for, H. 540, Pages 841, 1453, 2356, 2608, 2832.

CODE AMENDED—

Section 31 of act approved April 8, 1911, H. 715, Pages 1055, 1207.

Act amending Article 31, chapter 41, S. 187, Pages 538, 1632.

Act to amend article 31, chapter 41, H. 109, Page 130.

Act amending article 31, chapter 41, H. 268, Pages 337, 417, 508, 613, 623.

Section 38, H. 309, Pages 371, 1900.

Section 52, S. 743, Pages 2282, 2368, 2725, 2802.

Section 52, H. 282, Pages 340, 371.

Section 52, H. 1090, Pages 1945, 2090.

Section 79, S. 744, Pages 2282, 2368, 2627.

Section 79, H. 1091, Pages 1945, 2090.

Section 146, S. 39, Pages 407, 503.

Section 146, H. 502, Pages 808, 1220.

Section 147, S. 42, Pages 407, 503.

Section 153, H. 41, Pages 408, 582, 646.

Section 153, S. 319, Pages 951, 1206.

Section 153, H. 26, Pages 82, 196, 279.

Section 153, H. 749, Pages 1126, 1203.

Section 153, H. 935, Pages 1525, 1729, 2499, 2774, 2816.

Section 166, H. 632, Pages 981, 1453.

Chapter 193, S. 406, Pages 2451, 2550.

Section 211, H. 878, Pages 1464, 1815, 2453, 2640, 2830.

Chapter 230 relating to hotels and restaurants, H. 128, Pages 168, 301, 538, 1298, 2148-2154, 2161, 2609, 2827.

Section 290, H. 678, Pages 1003, 1452, 1957, 2082.

Act amending sections 541, 544 and 545, S. 418, Page 2239.

Act amending sections 541, 543, 544 and 545, H. 733, Page 1122.

Section 563, S. 131, Pages 422, 503, 561, 565.

Section 564, S. 654, Pages 2410, 2457, 2648, 2792.

Section 577, S. 184, Pages 558, 584.

Section 637, H. 663, Pages 997, 1516, 2373.

Section 692, S. 739, Pages 2282, 2369, 2622, 2792.

Section 692, H. 30, Page 83.

Section 692, H. 417, Pages 725, 1220.

Section 692, H. 1121, Pages 1948, 2090.

Section 693, H. 31, Pages 83, 890.

Sections 702, 703, etc., relating to health, H. 41, Pages 86, 238.

Section 758, H. 226, Pages 275, 300.

Section 813, H. 335, Pages 523, 1208, 2518, 2701, 2813.

Section 840, H. 102, Pages 127, 190, 256, 264, 371, 384.

Section 878, H. 103, Pages 127, 191, 288, 311, 372, 384, 457, 463, 480.

Section 883, S. 28, Pages 285, 297, 376, 398.

Section 926, H. 272, Pages 338, 364.

Section 928, S. 293, Pages 960, 1198, 1966, 2115.

Section 1067, H. 408, Pages 723, 833, 1911, 1920, 2473, 2521.

Section 1178, H. 95, Pages 124, 219, 323.

Section 1188, H. 347, Pages 699, 833, 2416.

Section 1221, H. 24, Pages 82, 237, 323, 342.

Section 1221, H. 444, Pages 759, 835.

Section 1228, H. 93, Pages 124, 195, 442, 464, 890.

Section 1260, H. 823, Pages 1302, 1509.

Section 1296, H. 48, Page 87.

CODE AMENDED—Continued.

- Section 1309, S. 83, Pages 450, 521, 641, 677.
 Section 1309, H. 146, Pages 178, 271.
 Section 1313, H. 849, Pages 1313, 1394, 2401, 2783, 2815.
 Act amending section 1355, H. 69, Page 93.
 Sections 1374 and 1746, H. 631, Page 980.
 Sections 1392, 1393 and 1394, H. 52, Pages 87, 297, 794, 818.
 Section 1436, H. 143, Pages 177, 271, 454, 511, 608, 623.
 Section 1491, S. 491, Pages 2453, 2550.
 Section 1523, H. 627, Pages 979, 1509.
 Section 1627, H. 739, Pages 1123, 1654, 1738.
~~Section 1608, H. 994, Pages 1744, 1896, 2406.~~
 Sections 1632 and 1633, H. 765, Pages 1225, 1397, 2415, 2641, ~~2828.~~
 Section 1651, H. 953, Pages 1635, 1733, 1989.
 Section 1664, H. 930, Pages 1525, 1896.
 Section 1678, H. 977, Pages 1740, 1896.
 Section 1678, H. 1008, Pages 1793, 1896.
 Section 1780, S. 733, Pages 2279, 2368, 2627, 2793.
 Section 1780, H. 1052, Pages 1902, 2090.
 Section 1780, H. 1094, Pages 1945, 2092.
 Section 1820, H. 76, Page 122.
 Sections 1941 and 1942, S. 720, Pages 2245, 2367, 2617, 2793 (S. 730 error).
 Sections 1941 and 1942, H. 1019, Pages 1794, 1897.
 Sections 1941 and 1942, H. 1106, Pages 1946, 2090.
 Section 1946, S. 719, Pages 2245, 2367, 2617, 2794.
 Section 1946, H. 1018, Pages 1794, 1897.
 Section 1946, H. 1107, Pages 1946, 2091.
 Section 1952, S. 718, Pages 2245, 2368, 2623, 2795.
 Section 1952, H. 1020, Pages 1795, 1897.
 Section 1952, H. 1105, Pages 1946, 2090.
 Section 2047, H. 65, Pages 93, 192, 234, 248, 314, 322.
 Section 2047, S. 47, Pages 315, 362, 597.
 Section 2069, H. 354, Pages 707, 1209, 1981.
 Section 2359, H. 614, Pages 943, 1225.
 Sections 2520 and 2539, H. 954, Pages 1635, 1900.
 Section 2566, H. 25, Pages 82, 191, 259, 264, 419, 423.
 Section 2582, H. 411, Pages 724, 890.
 Section 2593, S. 281, Pages 1173, 1396.
 Section 2686, S. 452, Pages 1719, 1889, 2435, 2478.
 Section 2818, S. 492, Pages 2452, 2549.
 Sections 2961 and 2964, H. 396, Pages 718, 828.
 Act amending section 3022, S. 421, Page 1322.
 Section 3074, S. 225, Pages 1059, 1207.
 Section 3101, S. 34, Pages 222, 333, 506, 515, 531.
 Section 3107, H. 397, Page 719, 828.
 Section 3170, S. 265, Pages 1172, 1396.
 Section 3207, H. 1054, Page 1902.
 Act amending sections 3264 and 3265 and repealing 6647, H. 691, Pages 1044, 1509, 2402, 2784, 2785, 2816.
 Section 3265, H. 675, Pages 1002, 1223.
 Act amending section 3265, H. 945, Pages 1528, 2368.
 Section 3310, H. 33, Pages 85, 297, 794, 818, 2537, 2561.
 Section 3310, H. 91, Pages 124, 364.
 Act to amend section 3317 of code, H. 12, Pages 80, 191, 248, 299, 795, 1825, 1876, 1907, 1908, 1966.
 Section 3361, S. 494, Pages 2452, 2549.
 Section 3394, H. 313, Page 411.

CODE AMENDED—Continued.

- Sub-division 1 of section 3446, S. 169, Pages 697, 974.
Section 3446, H. 929, Page 1525.
Section 3453, H. 441, Pages 759, 174, 2324, 2374, 2609, 2823.
Section 3453, S. 278, Pages 2238, 2551.
Section 3465, H. 704, Pages 1051, 1218, 2154, 2643, 2828.
Section 3485, H. 734, Pages 1122, 1217.
Section 3503, H. 757, Pages 1127, 1218, 2508, 2806, 2817.
Section 3513, H. 286, Pages 365, 441, 507, 559, 580.
Section 3610, H. 450, Pages 761, 1974, 2248, 2277, 2537, 2562.
Section 3613, S. 84, Pages 450, 543, 637, 659.
Section 3613, as amended, H. 145, Pages 178, 302.
Section 1 of an act amending sections 3615 and 3625, S. 138, Pages 697, 1114.
Section 3617, H. 344, Pages 699, 1394, 2407, 2607, 2824.
Section 3643, H. 869, Pages 1461, 1886, 2391, 2642, 2824.
Section 3652, H. 868, Pages 1461, 2370.
Section 3713, S. 186, Pages 486, 1516, 1899, 2603, 2799.
Section 3722, S. 4, Pages 115, 120, 135, 137, 182.
Section 3722, H. 2, Pages 63, 78, 98, 114.
Section 3728, H. 443, Page 759.
Section 3746, S. 254, Pages 969, 1223.
Section 3793, H. 1035, Pages 1816, 1887, 2419, 2606, 2826.
Act amending section 3795, S. 486, Pages 1671, 1727, 2654, 2799.
Section 3811, H. 484, Pages 788, 890.
Section 3811, H. 830, Pages 1307, 1516.
Section 3814, H. 196, Pages 216, 1395.
Section 3815, H. 197, Pages 216, 1392.
Section 3860, S. 515, Pages 1828, 1888, 2690, 2797.
Section 3979, H. 1026, Pages 1796, 1885.
Section 3993 (erroneously numbered 2993), S. 273, Pages 1172, 1396.
Section 4007, H. 331, Page 479.
Section 4007, H. 356, Page 707.
Section 4022, H. 515, Pages 815, 1224.
Section 4032, H. 346, Pages 699, 1511.
Section 4109, S. 49, Pages 907, 972.
Section 4196, S. 72, Pages 484, 1223.
Section 4196, H. 608, Pages 941, 2089.
Section 4197, H. 439, Page 758.
Section 4198, S. 145, Pages 484, 1223.
Section 4225, H. 593, Pages 905, 1202.
Section 4227, S. 73, Pages 484, 1223.
Sections 4324, 4328 and 4330, H. 393, Pages 718, 828.
Section 4340, S. 264, Page 1165.
Section 4376, H. 342, Pages 698, 1395.
Section 4499, H. 394, Pages 718, 828.
Sections 4572 and 4573, H. 522, Pages 817, 977.
Act amending sections 4594 and 4595, H. 670, Pages 1001, 2373.
Section 4619, H. 301, Pages 369, 523.
Section 4623, H. 409, Pages 723, 836.
Section 4624, H. 302, Pages 369, 523.
Section 4650, H. 77, Pages 122, 191, 257, 264, 408.
Section 4747, S. 43, Pages 342, 371, 566, 638, 652, 659.
Section 4747, H. 38, Pages 85, 316, 1398.
Section 4747, H. 51, Pages 87, 316, 1398.
Section 4747, H. 138, Pages 176, 1399.
Sections 4754, 4758 and 4776 and repeal section 4762, H. 885, Page 1466.

CODE AMENDED—Continued.

- Section 4839, H. 221, Pages 244, 297.
Section 4879, H. 605, Pages 941, 1225.
Section 4884, H. 322, Pages 479, 2098, 2434.
Section 4898, S. 331, Pages 1060, 1728.
Section 5162, H. 970, Pages 1639, 1883.
Section 5312, H. 438, Page 758.
Section 5330, H. 116, Pages 132, 1397.
Section 5331, H. 117, Pages 132, 1397.
Section 5338, H. 118, Pages 132, 1397.
Act amending section 5346 and repeal section 5347, H. 683, Pages 1004, 1205, 1541, 1643.
Sections 5443, 5444 and 5446, H. 520, Pages 816, 1886, 2424-2434.
Sections ~~5476~~, H. 355, Page 707.
Sections 5508, to 5512, article 4, chapter ~~129~~, H. ~~154~~, Pages 196, 334.
Section 5757, S. 317, Pages 1060, 1206.
Act amending section 5838, S. 125, Pages 462, 602, 653.
Section 5869, S. 548, Pages 1821, 1883, 2629, 2792.
Section 5869, H. 907, Page 1520.
Section 5877, S. 370, Pages 1323, 1510.
Section 5877, H. 857, Pages 1458, 1517.
Section 5888, H. 202, Pages 217, 973, 2351, 2607, 2826.
Act amending section 5970, H. 315, Pages 411, 1220.
Section 5978, H. 879, Pages 1464, 1896, 2440, 2606, 2828.
Section 5982, S. 741, Pages 2282, 2369, 2766, 2802.
Section 5982, H. 1088, Pages 1944, 2089.
Section 5992, S. 745, Pages 2282, 2369, 2732, 2802.
Section 5992, H. 1092, Pages 1945, 2091.
Section 5993, S. 742, Pages 2282, 2368, 2718, 2789.
Section 5993, H. 1089, Pages 1944, 2097.
Section 6004, H. 291, Page 367.
Section 5 of act amending sections 6006, 1657, 1664 and 1669, H. 163, Pages 206, 218, 257, 577, 588, 674, 677, 679.
Section 6006, H. 289, Page 367.
Section 6015, H. 290, Page 367.
Section 6050, S. 136, Page 450.
Section 6050, H. 251, Pages 308, 358.
Section 6112, S. 248, Pages 951, 1206, 1497, 1529, 1658.
Section 6112, H. 357, Page 707.
Section 6152, H. 359, Page 707.
Section 6157, H. 358, Pages 707, 336.
Section 6168, S. 40, Page 313.
Section 6168, H. 198, Pages 216, 1395.
Section 6207, S. 178, Pages 584, 1394.
Section 6211, H. 604, Pages 941, 1225.
Section 6212, H. 606, Pages 941, 1224.
Section 6230, H. 288, Pages 367, 440, 821, 826.
Section 6300, H. 618, Page 943.
Section 6321, H. 179, Pages 209, 1399.
Section 6392, H. 348, Pages 699, 828.
Section 6401, H. 655, Pages 996, 1203.
Section 6414, H. 345, Pages 699, 828.
Section 6635, S. 185, Pages 486, 836.
Section 6635, H. 963, Page 1637.
Section 6638, S. 2, Pages 98, 119, 138.
Section 6638, H. 4, Pages 63, 78.
Section 6647, S. 563, Pages 1870, 2371.

CODE AMENDED—Continued.

- Section 6647, H. 931, Page 1525.
- Section 6650, H. 883, Pages 1466, 1517.
- Sections 6655 and 6656, H. 908, Page 1520.
- Section 6657, S. 15, Pages 222, 333, 415, 434.
- Section 6657, H. 6, Pages 78, 191, 464.
- Section 6657, H. 22, Pages 82, 191, 464.
- Section 6671 and 6672, H. 778, Pages 1233, 2373.
- Section 6770, H. 603, Page 941.
- Section 6889, H. 361, Pages 707, 828.
- Section 6899, S. 63, Pages 249, 332, 595.
- Section 6918, S. 228, Pages 1059, 1207.
- Section 6958, H. 490, Pages 789, 891.
- Section 6964, S. 58, Pages 222, 332, 475, 514.
- Section 6964, H. 70, Pages 121, 269.
- Section 6967, H. 498, Pages 806, 889.
- Section 6967, S. 287, Pages 951, 1113, 2779, 2844.
- Section 6983, H. 85, Pages 123, 364.
- Section 6985, H. 84, Pages 123, 364, 412, 822.
- Section 7000, H. 813, Pages 1300, 1509, 2498, 2786, 2816.
- Section 7095, and 7096, H. 447, Pages 759, 1883.
- Section 7147, H. 569, Pages 895, 1204.
- Section 7417, S. 214, Pages 969, 1733, 2155, 2235.
- Section 7417, H. 589, Pages 904, 1517.
- Section 7417, H. 413, Pages 724, 888, 2155.
- Section 7579 and 7581, H. 669, Pages 1001, 1205, 1288, 2373.
- Section 7585, H. 137, Pages 176, 221.
- Section 7692, H. 257, Pages 319, 360, 822.
- Section 7700, H. 474, Pages 781, 890.
- Section 7798, S. 677, Pages 2452, 2549.
- Section 7814, H. 319, Pages 418, 836.
- Section 7814, H. 379, Pages 712, 753.
- Section 7814, H. 395, Pages 718, 828.
- Section 7814, H. 871, Pages 1461, 1731.
- Section 7881, S. 104, Page 343.
- And consolidate sections relating to Canebrake experiment station,
S. 511, Pages 1750, 1896, 2653, 2798.

CODE SECTIONS REPEALED—

- Section 697, H. 416, Pages 725, 1199.
- Section 1257, H. 94, Pages 124, 219, 323.
- Sections 2062 and 2068, H. 532, Pages 838, 890.
- Section 2070, H. 362, Pages 707, 1209.
- Sections 3279, 3280, 3281, to amend sections 3281 and 3279, H. 562, Pages 893, 1200, 2174, 2234, 2644, 2729.
- Section 5437, H. 107, Pages 128, 196.
- Sections 6655 and 6656, S. 550, Pages 1787, 2371.

CODIFICATION OF LAWS—

- To provide for of, H. 553, Pages 892, 1199, 1959, 2104, 2535, 2820, 2821, 2822, 2830.

COFFEE—

- Regulating fine and forfeiture fund, H. 600, Pages 940, 1042, 2312, 2608, 2826.
- Road law, H. 325, Pages 443, 503, 1013, 1034.
- To abolish county court, H. 126, Pages 167, 193, 261, 265, 577, 588.
- To establish board of revenue for, H. 287, Pages 365, 440, 501.

COFFEE—Continued.

- To prohibit commissioners from imposing vehicle tax, H. 199, Pages 216, 270, 352, 355, 626, 643.
- To provide turn-out time for stock in, H. 633, Pages 981, 1115, 1350, 1388, 2784, 2814.
- To regulate fine and forfeiture fund, H. 599, Pages 939, 1042, 1190, 1259, 1917, 1967.
- To require court of commissioners to pay for publishing notices of bills, H. 127, Pages 167, 191, 291, 310, 626, 643.

COLBERT—

- To fix compensation of county commissioners in, H. 261, Pages 336, 356, 424, 550, 581.
- To fix salary of county judge in, H. 260, Pages 335, 356, 428, 608, 623.

COLD STORAGE—

- Relating to, H. 843, Pages 1309, 1474, 1512, 1656, 2095, 2396-2401.

COLUMBUS DAY—

- To repeal law designating, H. 350, Page 706.
- To repeal act making it legal holiday, S. 242, Pages 1165, 1632, 2653, 2794.

COMMISSIONERS, COUNTY—

- To fix compensation of in certain counties, S. 457, Pages 2446, 2457.

COMMISSION GOVERNMENT—

- To amend act creating for certain cities, S. 280, Pages 1470, 1632, 2042, 2111, 2222 (H. J. R. 368), 2236, 2385 (H. J. R. 368), 2411.
- To provide method for abandonment of, S. 477, Page 2451.

COMMON CARRIERS—

- To define jitney busses, etc., as such, H. 541, Pages 841, 975.

CONECUH—

- To authorize extra assistance to tax assessor, S. 557, Pages 1872, 2098.
- To authorize premiums on bonds, H. 773, Pages 1229, 1296, 1535, 1644, 1804, 1843.
- To create solicitor for, H. 771, Pages 1228, 1296, 1535, 1645, 2535, 2562.
- To dispose of fine and forfeiture fund, H. 851, Pages 1456, 1515, 1702, 1725, 2567, 2633.
- To divide into four districts, H. 770, Pages 1227, 1296, 1644, 1803, 1843.
- To fix time for holding county court, H. 533, Pages 838, 1040, 1276, 1291, 1652, 1763.
- To give tax collector extra assistance, H. 852, Pages 1456, 1515, 1702, 1724, 2535, 2560.
- To provide for payment of state witnesses, H. 805, Pages 1257, 1295, 1674, 1722, 2564, 2831.
- To require publication of minutes of commissioners, H. 772, Pages 1228, 1296, 1536, 1644.

CONFEDERATE SOLDIERS—

- To amend pension act, H. 782, Page 1235.
- To amend sections 5 and 10 of pension law for, H. 305, Pages 370, 891.
- To exempt from licenses on own business, S. 255, Pages 969, 1452.
- To exempt from taxation property not exceeding two thousand dollars, H. 223, Pages 247, 1219.
- To fix bar to pensions, H. 755, Pages 1127, 1219.
- To grant relief for, H. 713, Page 1055.

CONFEDERATE SOLDIERS—Continued.

- To make appropriations for, H. 279, Pages 339, 359.
- To make appropriation for fencing at soldiers' home, H. 727, Pages 1120, 1207, 2324, 2784, 2817.
- To provide for relief of, H. 277, Pages 339, 359.
- To provide pensions for, S. 12, Pages 1667, 1927, 2162-2172, 2240, 2286, 2380, 2481.

CONFEDERATE WHITE HOUSE—

- To create commission for purchase of, S. 572, Pages 2238, 2370, 2593.

CONGRESSIONAL DISTRICTS—

- To divide state into ten, H. 1045, Page 1821.

CONSOLIDATION—

- To provide for merger of certain cities, H. 951, Pages 1634, 1726, 2007, 2382, 2422, 2455 (H. J. R. 380), 2472 (H. J. R. 380), 2477, 2489.

CONSTABLES—

- To enlarge jurisdiction of, H. 764, Pages 1137, 1225.

CONSTITUTIONAL AMENDMENTS—

- For State Improvement of Mobile Port, S. 585, Pages 1869, 2089, 2646, 2724, 2798.
- Giving counties right to levy local road tax, H. 435, Pages 758, 1212, 1757-1761, 1785, 2506, 2633.
- Giving forty-two cities right to increase tax levy, S. 593, Pages 1949, 2088, 2569-72, 2586-7, 2634, 2797.
- Giving municipalities to increase tax assessments, H. 422, Page 754.
- Giving state right to develop port, H. 545, Page 842.
- Permitting additional tax levy in Birmingham, H. 971, Page 1639.
- Permitting Jefferson to lend its credit for river improvements, S. 374, Pages 1871, 2370, 2696, 2844.
- Placing county officials on salaries, H. 525, Pages 818, 890.
- Proposing Inheritance Tax, S. 410, Pages 2442, 2549.
- Proposing workmen's compensation amendment, H. J. R. 156, Pages 1501, 1899, 2421.
- Providing for special road tax, S. 190, Pages 819, 1509.
- To exempt soldiers, etc., from payment of poll taxes, H. 230, Page 276.
- To give Anniston right to levy additional taxes, S. 529, Pages 1824, 1894.
- To give certain cities right to increase tax rate, H. 982, Pages 1741, 1791.
- To provide for change in school fund apportionment, H. 1000, Pages 1792, 1928.
- To submit all federal amendments to voters, H. 23, Pages 82, 222, 278.
- To submit amendment exempting world war veterans from poll taxes, H. 98, Pages 126, 218, 247, 360, 1479, 1528, 1805-1807, 1839, 2537, 2562.
- To submit amendment providing for pay of legislators, H. 232, Pages 276, 356, 524, 1392.
- To submit highway amendment, H. 32, Pages 83, 1221.

CONSTITUTIONAL COMMISSION—

- Proposing creation of, H. J. R. 386, Page 2680.

CONTRIBUTORY NEGLIGENCE—

- To provide contributory negligence shall be no bar in certain cases, H. 165, Page 206.

CONVICTS—

- Report of Legislative Investigating Committee on Conditions of, Page 848, Minority Report of, Page 876.
- To abolish physician-inspector of, H. 320, Pages 418, 502.
- To amend act for hiring and inspection of, H. 642, Pages 994, 1815, 2350, 2374, 2606, 2825.
- To pay additional allowance on discharge, H. 938, Pages 1526, 1883, 2453, 2375, 2641, 2728.
- To pay one-fourth net earnings to families of, H. 160, Page 198.
- To prohibit corporal punishment of, H. 250, Page 308.
- To provide for employment of on University coal lands, S. 26, Pages 672, 975, 2124, 2129, 2235.
- To provide for indeterminate sentences, H. 159, Pages 198, 300.
- To provide for support of families of, H. 957, Pages 1636, 1737.
- To provide for working of, H. 75, Page 122.
- To provide for working convicts on public highways, H. 407, Pages 723, 887, 1537.
- To use convicts in mining coal on University lands, H. 29, Page 83.

COOSA—

- To abolish corporation of Equality, H. 367, Pages 709, 832, 1023, 1034.
- To abolish county court, H. 534, Pages 838, 1201, 1351, 1388, 1833, 1848, 1980.
- To amend local road law for, S. 201, Pages 555, 602, 648, 677.
- To amend stock law, for, H. 366, Pages 709, 832, 1016, 1034, 1917, 1967.
- To ratify tick eradication election in, H. 365, Pages 708, 976, 1179, 1258, 2534, 2561.

CORONERS—

- To prescribe qualifications and duties, H. 703, Pages 1051, 1115, 1282, 1293, 1651, 1762.

CORPORATIONS—

- To extend existence of law corporations whose charters will soon expire, H. 446, Pages 759, 974.
- To prescribe classes of stock that may be issued by, S. 531, Pages 1822, 1910, 1928, 2526, 2547, 2563.
- To prescribe classes of stock that may be issued by, H. 741, Pages 1124, 1393.
- To prescribe fees for merger of, H. 870, Pages 1461, 1886, 2391, 2644, 2827.
- To prescribe incorporation fee, H. 794, Page 1251.
- To prescribe qualifications of directors, H. 343, Pages 698, 835.
- To provide for consolidation of those not of business character, S. 102, Pages 343, 361, 576, 590.
- To regulate existing franchises, S. 147, Page 1154.

COTTON FUTURES—

- To amend section 6 of act approved September 25, 1915, H. 67, Pages 93, 363.

COUNTIES—

- Authorizing certain ones to construct public utilities, S. 170, Pages 1162, 1729, 1988, 2112.
- To abolish certain county court, H. 710, Pages 1054, 1116, 2039, 2105, 2423, 2488.
- To authorize certain cities in certain counties to own and operate railroads, etc., S. 377, Pages 1174, 1730, 2333, 2479.
- To authorize certain ones to anticipate taxes, H. 722, Pages 1118, 1224.

COUNTIES—Continued.

- To authorize certain ones to make temporary loans, H. 892, Pages 1467, 2228.
- To authorize certain ones to own and construct highways, railroads, etc., S. 376, Pages 1173, 1729, 2317, 2480.
- To authorize certain ones to spend \$2,500 for purposes not provided by law, S. 543, Pages 1777, 2098, 2337, 2410.
- To authorize commissioners to provide conveniences for, H. 705, Pages 1051, 1224.
- To authorize ex-officio fees to sheriffs and clerks of certain, H. 551, Pages 892, 977.
- To authorize funds for law enforcement, H. 674, Pages 1002, 1205.
- To authorize issuance of interest-bearing warrants, S. 369, Pages 1786, 1888, 2658, 2723, 2797.
- To authorize operation of county scales, H. 779, Pages 1233, 2373.
- To authorize payment for road improvements ordered without authority, H. 1073, Pages 1941, 2095.
- To authorize settlement of indebtedness, H. 578, Pages 899, 1204, 2357, 2606, 2823.
- To authorize telephones for certain officials, H. 806, Pages 1257, 1512, 2156, 2539, 2559.
- To create treasurer for counties having population between 21,425 and 21,450, H. 333, Pages 479, 530.
- To create treasurer for counties of 21,425-21,450 population, S. 199, Pages 556, 2097.
- To designate certain registers as treasurers, H. 811, Pages 1300, 1516.
- To establish boards of revenue in certain, H. 962, Pages 1637, 1727, 2067, 2106.
- To extend powers in maintaining homes for aged women, H. 445, Pages 759, 1209, 1338, 1387, 1804, 1842.
- To fix compensation of boards of revenue in certain, S. 451, Pages 1619, 2098, 2780, 2805, 2844.
- To fix compensation of certain commissioners, S. 279, Pages 970, 1888, 2021, 2131, 2476, 2523.
- To fix salary of certain county judges, H. 762, Pages 1137, 1737, 2000, 2105, 2672, 2775-76, 2815.
- To fix salaries of county judges and make circuit clerks ex-officio county clerks in counties of less than 50,000, H. 276, Pages 339, 521, 1710.
- To fix salaries of judge of certain county courts, S. 223, Pages 1059, 1201, 1552, 1658.
- To fix salaries of judge of county court in certain, H. 1079, Pages 1943, 2091.
- To fix salary of probate judge in certain, H. 804, Page 1257.
- To fix salary to be paid treasurer of certain, S. 395, Pages 1822, 2089, 2334, 2449, 2478.
- To limit days commissioners may work in certain, H. 1122, Pages 1948, 2086, 2341.
- To make certain circuit clerks ex-officio county clerks, S. 221, Pages 1154, 1206, 1987.
- To make certain circuit clerks ex-officio county clerks, H. 902, Pages 1518, 1738.
- To make circuit clerk ex-officio clerk in certain, H. 505, Page 809.
- To make interest-bearing warrants preferred in certain, H. 1076, Pages 1941, 2099, 2330, 2377, 2567, 2632.
- To make interest on interest-bearing warrants preferred claims in certain, H. 1077, Pages 1942, 2100, 2331, 2377, 2568, 2632.

COUNTIES—Continued.

- To make liable for damages caused by defects in roads, S. 259, Pages 969, 1206.
- To make registers acting treasurers in certain counties, S. 474, Pages 1651, 1736.
- To permit certain ones to construct highways, railroads, etc., S. 375, Pages 1173, 1730, 2316, 2479.
- To prohibit vehicle tax in certain, S. 538, Pages 1668, 2095.
- To provide clerical assistance for certain tax assessors, H. 815, Pages 1300, 2090.
- To provide clerk for tax assessor of certain, S. 344, Pages 1869, 2371.
- To provide ex-officio fees to certain circuit clerks, H. 978, Pages 1740, 1888, 2068, 2106, 2485, 2486, 2522.
- To provide for attendant at jail of certain, H. 947, Pages 1634, 1736, 2014, 2567, 2632, 2719.
- To provide for collection of money due county officers, H. 27, Pages 82, 196.
- To provide for election of boards of revenue in certain, H. 1070, Page 1940.
- To provide for election of road engineer in certain, S. 497, Pages 1776, 1814, 2045, 2130, 2235, 2484, 2523.
- To provide for election of treasurers in certain, H. 926, Pages 1524, 1736, 2021, 2533, 2559.
- To provide for reporters of law violations in certain, S. 450, Pages 1619, 1883, 2041, 2111, 2236.
- To regulate fine and forfeiture funds, H. 859, Pages 1458, 1726.
- To repeal act limiting costs in certain civil suits in certain counties, S. 157, Pages 1164, 1196 (S. R. 107.)
- To repeal act prohibiting certain commissioners from succeeding themselves, S. 512, Pages 1868, 2371.
- To repeal act prohibiting certain commissioners from succeeding themselves, S. 513, Pages 1872, 2372.
- To repeal act re-establishing county courts in certain, H. 708, Pages 1053, 1116.
- To require banks to pay interest on funds, H. 68, Pages 93, 218, 796, 1347, 2390.
- To require commissioners to give bond, H. 529, Pages 837, 1203.
- To require officers to make quarterly reports, H. 237, Pages 303, 442.
- To require officials to keep record of fees, H. 673, Pages 1002, 1224, 1399.
- To require report of financial condition of, H. 856, Pages 1458, 1508.
- To require treasurers to give receipts for fees, S. 698, Pages 2491, 2553.
- To require treasurers to keep dockets of fees due other officers, H. 1055, Page 1933.
- To subject employes of to garnishment, H. 699, Pages 1049, 1222.

COUNTY BOUNDARIES—

- To change line between Montgomery and Crenshaw, H. 1058, Pages 1903, 2100.
- To detach portion of Chilton and attach to Bibb, H. 1048, Pages 1901, 2101.

COURT OF APPEALS—

- To authorize clerk to employ assistant, S. 484, Pages 2450, 1553.
- To fix salaries of, S. 399, Pages 1330, 1393, 1769, 1828, 1835, 1841, 1906, (S. J. R. 136).
- To fix salary of clerk of, S. 485, Pages 2237, 2369.
- To provide for sale of reports of, H. 1037, Pages 1816, 1886, 2173, 2235, 2689, 2690, 2764, 2817.

COURT REPORTER—

- To amend act creating, S. 239, Pages 969, 1396, 1705, 1800.
- To amend act creating for second circuit, H. 635, Pages 982, 1199, 1710.
- To amend act for appointment of, H. 208, Pages 241, 409, 1007, 1031, 1264-1266, 1314, 1392, 1789, 1842.
- To amend act relating to, H. 451, Pages 761, 835.
- To amend section 2 of act providing for, H. 193, Page 216.
- To authorize certain circuits to employ any necessary, S. 503, Pages 1750, 1791, 2017, 2112.
- To provide for special ones in certain counties, H. 872, Pages 1461, 1886, 2001, 2105, 2643, 2728.
- To regulate, H. 514, Page 815.

COURTS—

- Providing for issuance of executions on judgments and decrees, H. 299, Pages 369, 1223.
- To abolish county courts and deputy solicitors in certain counties, S. 697, Pages 2447, 2551.
- To abolish court of appeals, H. 16, Pages 81, 1398.
- To abolish court of appeals, H. 812, Pages 1300, 1399.
- To admit publishers' affidavit as proof of publication, H. 150, Pages 179, 221.
- To amend act creating inferior courts for certain cities, S. 514, Pages 1666, 1791, 2013, 2116.
- To amend act establishing court of appeals, H. 564, Pages 894, 1392.
- To amend act fixing time for court in third circuit, H. 817, Pages 1301, 1392, 2004.
- To amend act fixing time for in third circuit, H. 914, Pages 1521, 1726, 2003, 2106, 2382, 2421.
- To amend act providing bail pending appeal, H. 585, Pages 903, 1394, 2646.
- To amend act re-establishing county courts, H. 1138, Page 2231.
- To amend act regulating appeals to supreme court and court of appeals, H. 285, Pages 341, 358, 489, 501, 551, 580.
- To amend act regulating giving of notice to non-residents, H. 392, Pages 718, 829.
- To amend act relating to circuit judges, H. 786, Pages 1237, 1394, 1685, 1722, 1836, 1848.
- To amend act relating to inferior courts of certain cities, H. 845, Pages 1309, 1725, 2349.
- To amend section 1 of act relating to circuit judges, H. 559, Pages 893, 1200.
- To amend section 1 of act relating to circuit judges, H. 556, Page 892.
- To authorize expenses of circuit judges and solicitors, H. 244, Pages 306, 364, 365.
- To authorize recording of certain probate court orders, H. 133, Page 171.
- To authorize registers to grant decrees in vacation, S. 594, Pages 2409, 2551.
- To authorize special judges in certain counties, H. 893, Pages 1467, 1734, 2019, 2609, 2826.
- To classify contempts of, H. 194, Pages 216, 1885.
- To confer concurrent jurisdiction with circuit courts on justices of peace and inferior courts in cases alleging default in working roads, H. 338, Pages 524, 1222.
- To confer additional criminal jurisdiction on inferior courts in certain counties, H. 939, Pages 1526, 1735, 2018, 2641, 2828.

COURTS—Continued.

- To confer final jurisdiction in bastardy cases to inferior courts, H. 961, Pages 1637, 1726, 2020, 2783, 2814.
- To confer jurisdiction in removal clouds of title, H. 542, Page 841.
- To confer upon circuit clerks in counties of under 50,000 authority of registers, H. 155, Pages 196, 364.
- To declare effect of judgments and decrees, S. 316, Pages 1165, 1517.
- To declare sufficient recital in judgment on demurrer, H. 558, Pages 893, 1393.
- To detach Greene, Pickens and Sumter from sixth circuit, H. 484, Pages 1310, 1512, 1703, 1724, 2128, 2278.
- To divide state into judicial circuits, H. 555, Pages 892, 1200, 1531-1534, 2385, 2412, 2644, 2830.
- To establish eighteenth judicial circuit, S. 139, Pages 449, 520, 577.
- To establish inferior courts for certain counties, H. 986, Pages 1742, 2096.
- To establish inferior courts in certain cities, H. 740, Page 1123.
- To establish inferior courts in certain counties, S. 589, Pages 1951, 2096, 2328, 2480.
- To fix salary of judges in certain, S. 696, Pages 2446, 2457, 2704, 2802.
- To fix salaries of judges of county courts in certain counties, S. 463, Pages 1668, 2372, 2726, 2801, 2802.
- To further regulate practice in equity, H. 99, Page 127.
- To levy fee for each case filed, H. 506, Pages 810, 1207.
- To make certain circuit clerks ex-officio county clerks, H. 424, Page 755.
- To make certain circuit clerks ex-officio county clerks, H. 440, Page 758.
- To make circuit clerk ex-officio clerk in all counties, S. 192, Page 954.
- To make circuit clerks ex-officio county clerks, H. 104, Pages 128, 358, 578, 801, 1073, 1112, 1320, 1322, 1401, 1483, 1529, 1531.
- To permit persons charged with misdemeanors to have jury trials, S. 535, Pages 1164, 1222.
- To permit pleas of guilty before judges in certain cases, H. 628, Pages 980, 1222.
- To prescribe manner of summoning witnesses and jurors by mail, H. 662, Pages 997, 1202, 2155.
- To prohibit publication of dissenting opinions of supreme court and court of appeals, H. 557, Pages 893, 1399.
- To provide for and regulate grand and petit juries in certain counties, H. 448, Pages 759, 835.
- To provide for bail in certain felony cases, S. 256, Pages 970, 1223.
- To provide for circuit court at Bessemer, H. 479, Pages 783, 832, 963, 967, 1333, 1401.
- To provide for counties to pay salaries to circuit judges, H. 895, Pages 1467, 1735, 2018, 2448, 2488.
- To provide for deputy registers in certain, S. 657, Pages 2451, 2459, 2683, 2762, 2797.
- To provide for discovery of assets of debtors, H. 837, Page 1308.
- To provide for judge and clerk for county courts in certain counties, S. 231, Pages 951, 1509, 1704, 1800.
- To provide for notice of pleas of set-off, S. 271, Pages 969, 1206, 2360, 2449, 2480.
- To provide for officers' costs in certain counties, H. 999, Pages 1792, 1887, 1993, 2107, 2383, 2422.
- To provide for payment of insolvent costs in state cases, H. 195, Pages 216, 1398.
- To provide for pleas of guilty in certain felony cases, H. 473, Pages 781, 1222.

COURTS—Continued.

- To provide for registration of judgments of courts not of record, E. 334, Pages 1165, 1510.
- To provide for reviewing judgments of court of appeals, H. 149, Page 179.
- To provide for salaries of county judges in certain, S. 709, Pages 2446, 2458, 2661, 2798.
- To provide for suits for acts of omission of agents, H. 360, Page 707.
- To provide the effect of joinder of issue upon immaterial or insufficient pleadings, H. 119, Pages 132, 1398.
- To regulate admission of evidence in criminal cases, S. 204, Pages 820, 1223.
- To regulate certain proceedings in supreme court and court of appeals, H. 586, Pages 903, 1225.
- To regulate costs in county courts, S. 549, Pages 1786, 1898, 2629, 2674, (H. J. R. 384), 2771-73, 2805, 2843.
- To regulate costs in county courts, H. 906, Page 1520.
- To regulate duties of supernumerary judge, H. 560, Pages 893, 1200, 2174, 2234, 2534, 2560.
- To regulate grand and petit juries in certain counties, S. 238, Pages 951, 1206, 1684, 1799.
- To regulate in criminal cases, S. 56, Pages 313, 358, 596, 616.
- To regulate inferior courts in counties of population of 35,000 to 50,000, S. 180, Pages 485, 522, 572, 577, 590, 665, 666, 676.
- To regulate pleading and practice in, H. 255, Pages 309, 1398.
- To regulate practice on appeal, H. 653, Pages 996, 1516.
- To regulate practice on appeal, H. 652, Page 996.
- To regulate practice on applications for rehearing in supreme court and court of appeals, H. 314, Pages 411, 836.
- To regulate practice on rehearing, H. 651, Page 996.
- To regulate procedure in jury criminal cases, H. 337, Page 524.
- To regulate reports to supreme court, H. 554, Pages 892, 972, 2409.
- To regulate taking of non-suits, H. 380, Pages 712, 884, 2354, 2641, 2824.
- To repeal act fixing compensation of circuit judges, solicitors and assistant solicitors, H. 563, Pages 893, 1222.
- To repeal act prescribing method of obtaining jury trials, H. 745, Page 1125.
- To require consideration of laws of other states, S. 318, Pages 1163, 1399.
- To require clerks to keep cash books, H. 858, Pages 1458, 1508.
- To require service of pleadings on opposing counsel, S. 341, Pages 1165, 1201.
- To secure due process of law in certain proceedings, H. 136, Pages 176, 221.

COVINGTON—

- To abolish county court, H. 240, Pages 304, 361, 424, 438, 608, 622.
- To abolish deputy solicitor of, H. 241, Pages 305, 504, 541, 622, 643.
- To amend act incorporating Opp, H. 504, Pages 808, 832, 1921, 1037, 1316, 1402.
- To establish court of commissioners, S. 27, Pages 183, 270, 319, 346.
- To make mechanics' lien apply to married women in, S. 446, Pages 1649, 1735, 2023, 2114.
- To provide compensation of sheriff and circuit clerk of, S. 329, Pages 949, 1201, 1359, 1530.
- To repeal act regulating compensation of state witnesses, S. 245, Pages 947, 1044, 1346, 1403.
- To repeal act requiring use of convicts on public roads, S. 244, Pages 946, 1633, 2024, 2113.

CRENSHAW—

- Road law for, H. 671, Pages 1128, 1295, 1671, 1721, 2382, 2487.
- Road law for, H. 777, Pages 1323, 1297, 1676, 1722, 2384, 2423, 2503, 2540, 2561.
- To abolish board of equalization, H. 697, Pages 1048, 1115.
- To authorize county to pay for notices of local laws, H. 129, Pages 168, 193, 291, 311, 419, 423.
- To create county solicitor for, H. 992, Pages 1743, 1792, 2002, 2108, 2568, 2633.
- To create treasurer for, H. 864, Pages 1459, 1515, 1675, 1724.
- To fix pay of jurors in, H. 696, Pages 1047, 1115, 1277, 1293, 1804, 1843.
- To further promote temperance in, H. 1123, Pages 1948, 2460.
- To legalize certain claims against, H. 695, Pages 1046, 1115, 1273, 1293, 2568, 2633.
- To limit pay of commissioners, H. 776, Pages 1231, 1297, 1682, 1721, 2609, 2825.
- To make circuit clerk ex-officio county clerk, H. 130, Pages 159, 194, 228, 248, 547, 567.
- To make Luverne independent school district, H. 326, Page 446.
- To provide for election of commissioners, H. 886, Page 1460, 1515, 1697, 1725, 2641.
- To provide for witness fees in, H. 729, Pages 1120, 1205, 1352, 1389, 1916, 1968.
- To regulate fine and forfeiture fund, H. 865, Pages 1460, 1515, 1672, 1725, 2564, 2827.
- To repeal act providing for payment of witnesses, H. 775, Pages 1230, 1297, 1696, 1721, 2806, 2818.
- To repeal act requiring fees to be paid to county, H. 694, Pages 1045, 1115, 1273, 1293, 2641, 2828.
- To repeal road law approved September 22, 1915, H. 156, Pages 197, 362, 425, 438, 547, 568.
- To repeal road law, H. 636, Pages 985, 1114, 1285, 1292, 2641, 2828.
- To require commissioners to give bond, H. 730, Pages 1121, 1295, 1705, 1721, 2534, 2562.
- To validate certain warrant of, H. 1136, Pages 2104, 2227.

CRIMINAL CONSPIRACY—

- To further define, S. 578, Pages 2450, 2551, 2714, 2790.
- To further define, H. 840, Page 1309.

CULLMAN—

- To amend fine and forfeiture fund act, S. 168, Pages 672, 833, 1011, 1058, 1155, 1268.
- To define jurisdiction of justices of peace, S. 220, Pages 958, 1044, 1138, 1269.
- To fix salary of deputy solicitor, S. 315, Pages 1157, 1299, 1620, 1658.
- To make circuit clerk ex-officio county clerk, S. 356, Pages 1159, 1299, 1677, 1800.
- To provide better system of highways, S. 70, Pages 251, 302, 346, 351, 372, 373, 398, 532, 565.
- To provide for election of superintendent of education in, H. 263, Page 336.
- To provide for retirement of claims against fine and forfeiture fund, S. 367, Pages 1160, 1299, 2312, 2707, 2801, 2845.

DALE—

- To abolish corporation of Daleville, S. 196, Pages 556, 603, 627, 659.
- To regulate fine and forfeiture fund, H. 780, Pages 1234, 1297, 1677, 1722, 2161, 2278.
- To require election of superintendent of education, S. 565, Page 2444.

DALLAS—

- To authorize interest-bearing warrants of, H. 468, Pages 776, 829, 1015, 1036, 1404, 1447.
- To authorize issuance of interest-bearing warrants, S. 270, Pages 926, 1042, 1181, 1268.
- To give revenue board authority to establish budget for, H. 467, Pages 775, 832, 1022, 1036, 1404, 1449.
- To prohibit sale of certain articles to farm laborers, H. 470, Pages 778, 832, 1015, 1036, 1651, 1762.
- To provide for fees in lieu of road duty, H. 469, Pages 777, 887, 1021, 1036, 1404, 1449.

DAMAGES—

- To authorize one beneficiary to sue, H. 886, Pages 1463, 1883.

DAMS—

- To prohibit erection of so as to cause flooding of lands, H. 602, Pages 940, 1224, 1399, 2419.

DANCING—

- To prohibit shows from engaging in, H. 528, Pages 837, 1395.

DEAD ANIMALS—

- To amend act requiring burning of, H. 690, Pages 1044, 1202, 1497, 1529, 2534, 2560.

DEAF, DIVISION OF—

- To create, S. 208, Pages 2237, 2368.

DEKALB—

- To authorize special tax for road purposes, H. 381, Pages 712, 832, 1022, 1034, 1801, 1841, 1910, 1969, 2232.
- To regulate claims against fine and forfeiture fund, H. 637, Pages 986, 1114, 1277, 1292, 1893, 1843.
- To repeal road law for, H. 382, Pages 713, 888, 1009, 1034, 1405, 1449.

DELINQUENT CHILDREN—

- To regulate committing of, S. 366, Pages 1149, 1224, 1476.

DENTISTRY—

- To amend act defining, S. 539, Pages 1666, 1732, 2601, 2636, 2794.
- To amend act relating to, H. 863, Page 1459.
- To authorize persons practicing twenty years to continue, H. 728, Page 1120.
- To provide for licenses for practitioners of, S. 380, Pages 1331, 1507, 2530.
- To repeal act authorizing persons who have practiced twenty years to practice, H. 100, Pages 127, 301, 412, 535, 545, 635, 641, 662.

DESERTION—

- To amend act for protection of women and children from desertion and non-support, H. 21, Pages 82, 297, 540, 649, 678.

DIVORCE—

- To authorize for abandonment, S. 523, Pages 1777, 1791, 2158, 2232.
- To authorize for abandonment, H. 717, Pages 1055, 1395.
- To require recording of certificates of, H. 960, Pages 1637, 1726.

DECEASED PERSONS—

To authorize person named by another state to collect indebtedness due in Alabama, H. 475, Pages 781, 885, 1961, 2105, 2806, 2819.

DISCRIMINATION—

To prohibit and punish discrimination against employer and employee, H. 488, Pages 789, 848.

DOGS—

For further protection of human beings, H. 281, Pages 340, 410, 2509-18 2807, 2845, 2849-52.

To amend act imposing tax on, S. 684, Pages 2443, 2458.

To amend sections 2 and 3 of dog tax law, H. 233, Pages 277, 359.

To ~~prohibit from running at large~~, H. 35, Pages 85, 196.

To repeal license on, H. 86, Pages 123, 192, 259.

DOWER AND COURTESY—

To abolish, H. 828, Page 1306.

EDUCATION—

Authorizing district trustees to elect teachers, H. 430, Page 757.

Providing manner of election of county superintendents of, H. 373, Page 711.

To abolish all agricultural schools, H. 18, Pages 81, 978, 1056.

To abolish normal schools at Jacksonville, Livingston, Moundville and Daphne, H. 15, Page 81.

To accept benefits of vocational education law, S. 109, Page 409. 267, 348, 355, 546, 581.

To accept benefits of vocational education law, S. 109, Page 409.

To amend act creating Mt. Meigs Negro Reform School, S. 726, Pages 2245, 2367, 2626, 2793.

To amend act creating negro reform school, H. 1012, Pages 1794, 1896.

To amend act establishing negro reform school, H. 1102, Pages 1946, 2094.

To amend act levying local tax for school purposes, H. 493, Pages 790, 830, 927, 934, 1057, 1112.

To amend act providing for vocational education, H. 1113, Pages 1947, 2090.

To amend act relating to vocational education, S. 725, Pages 2245, 2367, 2625, 2793.

To amend compulsory attendance law, H. 266, Page 337.

To amend section 6 of act permitting local tax for, H. 414, Pages 725, 974, 1542, 1645, 2472, 2521.

To amend section 6 of an act providing levy of local tax for, H. 387, Page 715.

To amend vocational education act, H. 1007, Page 1793.

To authorize certain cities to pension teachers, H. 412, Pages 724, 830, 1010, 1035, 1646, 1761.

To authorize consolidation of territory in two counties into one district, S. 532, Pages 1668, 1893, 2591, 2794.

To authorize emergency certificates, S. 165, Pages 557, 602, 648, 677.

To authorize local tax, S. 82, Pages 285, 299, 530.

To authorize local tax, H. 139, Pages 176, 192, 260.

To authorize trustees in Town Creek to borrow money, S. 296, Pages 954, 1043, 1280, 1378.

To cause rural school lands to revert to state when schools abandoned, H. 264, Pages 337, 356, 801, 819, 961, 966.

EDUCATION—Continued.

- To change name of Mercy Home Industrial School for Girls, H. 442, Pages 759, 828, 1209, 2155, 2783, 2816.
- To create school attendance district, H. 818, Page 1301.
- To elect superintendents by voters, H. 66, Page 93.
- To establish school of agriculture, H. 841, Pages 1309, 1931.
- To establish Southeast Alabama Industrial School at Eufaula, S. 566, Pages 1982, 2089, 2595, 2637.
- To fix qualifications of county superintendents of, H. 398, Pages 719, 973.
- To fix time when special school taxes are due, S. 407, Pages 1472, 1893.
- To give certain towns control of boards of education, H. 214, Pages 243, 300, 798.
- To make appropriation for Daphne Normal, H. 808, Page 1299.
- To make appropriation for dormitory at Daphne Normal, H. 809, Page 1299.
- To make appropriations for equipment of high schools, H. 1072, Page 1941.
- To make more efficient rural or primary schools, H. 78, Pages 122, 299, 574.
- To provide complete educational system for Alabama, S. 470, Pages 2070, 2248-2274, 2412, 2481, 2610-15, 2637.
- To provide complete educational system for Alabama, H. 795, Pages 1251, 1889, 2346.
- To provide for cancellation of teachers' certificates, H. 1124, Page 1949.
- To provide for certificates of proficiency, H. 624, Pages 946, 1633.
- To provide for consolidation of schools, H. 816, Page 1301.
- To provide for consolidation of schools in certain counties, H. 846, Pages 1310, 1634.
- To provide for educational commission, S. 89, Pages 254, 268, 348, 374.
- To provide for educational commission, H. 151, Pages 179, 193, 232, 249.
- To provide for election of county superintendents, H. 88, Pages 123, 837, 908.
- To provide for election of county superintendents of education, H. 308, Pages 370, 1218.
- To provide for election of district trustees, H. 891, Page 1467.
- To provide for public school libraries, H. 944, Pages 1528, 1893.
- To provide for school attendance districts in certain counties, H. 847, Page 1310.
- To provide for school libraries, H. 1050, Pages 1902, 2092.
- To provide for sub-division of counties into school attendance districts, S. 482, Page 2452.
- To provide for support of Daphne Normal, H. 997, Pages 1792, 1909.
- To provide instruction on effects of alcoholics, S. 562, Page 2443.
- To provide poultry division at Alabama Polytechnic Institute, H. 1082, Pages 1943, 2091.
- To ratify election for school bonds in Town Creek, S. 297, Pages 957, 1043, 1284, 1378.
- To repeal act creating educational commission, H. 1032, Page 1816.
- To repeal act granting certificates to certain graduates, H. 572, Pages 896, 1632.
- To regulate granting certificates to those who served in army and navy, H. 11, Pages 80, 773, 1027, 1032, 1333, 1334, 1401.
- To repeal act providing for teachers' institute, H. 19, Page 81.
- To repeal act providing for holding of teachers' institutes, H. 79, Pages 122, 837.
- To require opening of high school, H. 596, Pages 837, 974, 2308, 2374.
- To require reading of Bible in schools, S. 414, Pages 1329, 1893, 2524, 2563.

EDUCATION—Continued.

- To require superintendents to publish receipts and disbursements, H. 87, Pages 123, 772.
- To require teaching of natural history in public schools, H. 462, Pages 767, 830

ELECTIONS—

- State officials declared elected, Pages 70, 76.
- To abolish registrar of, S. 440, Page 1827.
- To amend act for registration of electors, H. 574, Page 897.
- To amend act providing for registration of electors, H. 465, Pages 774, 805, 1962-1966, 2105, 2473, 2522.
- To amend primary election act, H. 615, Pages 943, 1452, 2286-2290, 2380, 2663, 2665, 2728.
- To amend primary election law, H. 677, Pages 1003, 1452, 1957, 2082.
- To amend registration law, S. 290, Pages 1659, 1453, 2693.
- To amend registration law, H. 990, Page 1742.
- To exempt soldiers and sailors from payment of poll taxes, H. 249, Page 308.
- To further regulate voting in, H. 258, Pages 334, 363.
- To give persons with no residence right of voting, H. 239, Page 304.
- To permit war veterans to vote without poll tax, H. 92, Pages 124, 196.
- To provide for absentee voting, H. 54, Pages 88, 192, 259, 378, 382, 439, 534, 559.
- To provide for absentee voting in all, H. 512, Pages 815, 973, 2117, 2127, 2557, 2380.
- To regulate holding, H. 984.
- To regulate in certain counties, S. 596, Pages 2533, 2551, 2724, 2801, 2843.
- To regulate nominations in party primaries, H. 552, Pages 892, 1295, 1540.
- To repeal act regulating primary elections, H. 543, Pages 842, 973, 1982.

ENGINEERING—

- To provide board of examiners, H. 53, Pages 87, 1454.

ESCAMBIA—

- To confer additional jurisdiction on court of commissioners, H. 135, Pages 172, 194, 227, 249, 321, 342.
- To authorize court of county commissioners to support paupers, H. 206, Pages 239, 270, 385, 405, 577, 588.
- To authorize books for abstracts, H. 207, Pages 239, 356, 425, 438, 566, 580.

ETOWAH—

- To repeal act for tax for road improvement, H. 384, Pages 713, 888, 1020, 1034, 1306, 1402.
- To require payment of fines in money, H. 385, Pages 714, 833, 1024, 1034, 1316, 1402.

EVIDENCE—

- To permit introduction of certain in homicide cases, S. 613, Pages 2442, 2549.

EXAMINERS OF ACCOUNTS—

- To create department of, H. 855, Pages 1457, 1508, 2439, 2643, 2729.
- To create department of, S. 521, Pages 1905, 2096, 2590, 2796.

FAIRFIELD

- To authorize Fairfield to levy certain taxes, H. 793, Pages 1250, 1295, 1622, 1645, 2448, 2488.
- To rearrange boundary lines of, S. 459, Pages 1491, 1513, 1687, 1748, (H. J. R. 182), 2016, 2114.

FARM LOANS—

To promote sale of bonds of federal land banks, S. 216, Pages 1272, 1298, 1961, 2115.

To promote sale of bonds of federal land banks, H. 644, Pages 994, 1202.

FARM WAGONS—

To prohibit tax on in certain counties, S. 425, Page 2101.

FAYETTE—

Local road law, H. 162, Pages 199, 269, 322, 343, 547, 588.

Road law for, H. 641, Pages 987, 1114, 1278, 1292, 2534, 2829.

To provide for election of superintendents of education by voters, H. 187, Page 213.

To repeal dog law insofar as relates to, H. 161, Pages 198, 269, 386, 464.

FEEDING STUFFS, COMMERCIAL—

To amend act relating to, H. 898, Pages 1468, 1734, 2417, 2807, 2809, 2819.

FEES—

To amend act relating to fees of state officers, H. 550, Pages 592, 935, 1006, 1072, 1112.

To provide for payment of to clerks and sheriffs, H. 252, Pages 308, 364.

To repeal act requiring fees collected under sections 6655 and 6656 to be paid into county treasury, H. 909, Page 1520.

FELONIES—

To authorize justice of peace and notary public to issue warrants for, H. 917, Pages 1521, 1884.

FENCES—

To define lawful ones, H. 530. Pages 838, 1224.

To prohibit disconnecting certain, S. 614, Pages 2442, 2551.

FERTILIZERS—

To regulate registration of, etc., H. 991, Pages 1742, 1894.

To regulate sale of, H. 43, Pages 86, 219, 281, 310, 697, 753.

FIRE MARSHAL—

To create office of, S. 442, Pages 1718, 1889, 1984, 1986, 2114, 2380, 2411, 2681, 2845.

To create office of, H. 724, Pages 1119, 1393, 2316.

FLAGS AND EMBLEMS—

To prohibit display of certain, H. 224, Pages 247, 297, 470, 482, 551, 568.

FOODS AND DRUGS—

To amend act regulating sale of, S. 767, Pages 2539, 2553, 2779, 2839.

To amend act regulating sale of H. 1126, Pages 1949, 2099.

FOOD STUFFS—

To regulate sale of by wholesalers, H. 979, Page 1740.

FORTUNE TELLING—

To prohibit, H. 967, Pages 1638, 2100.

FRANKLIN—

Road law for, H. 995, Pages 1744, 1813, 2009, 2424, 2489, 2721, 2804, 2818

FRAUD—

To prohibit, H. 831, Pages 1307, 1719, 1895.

GAME AND FISH—

For further protection of, H. 123, Pages 166, 195, 317, 318, 319, 451, 535, 560.

For further protection of fish, H. 74, Pages 121, 272.

For further protection of salt water shrimp, H. 527, Pages 837, 889, 1367-1371, 1390, 1646, 1648, 1762.

To better provide for enforcement of laws, H. 71, Pages 121, 268.

To change date of expiration of hunter's licenses, H. 108, Pages 128, 268.

To change date of hunters' licenses, S. 62, Pages 313, 332, 595, 615.

To declare all state lands game and fish refuges, H. 72, Pages 121, 268.

To declare state lands game preserves, S. 60, Pages 413, 520, 618, 658.

To prohibit seining in Choctawhatchee Bay, H. 489, Pages 789, 889, 1344, 1388, 1554, 1653.

To protect black bass, etc., H. 495, Pages 805, 888.

To protect crabs, H. 494, Pages 805, 889.

To protect terrapin and set-turtle, H. 496, Pages 806, 889.

To protect wild fur-bearing animals, S. 65, Pages 313, 332, 571, 589.

To protect wild fur-bearing animals, H. 73, Pages 121, 269.

To provide better enforcement of laws relating to, S. 61, Pages 313, 332, 573.

GAME AND FISH DEPARTMENT—

To abolish, H. 13, Pages 80, 272, 278, 303.

To create conservation department, S. 210, Pages 1008, 1113, 1316, 1379.

To create department of conservation, H. 497, Pages 806, 888, 1711.

To subject public employes to, H. 901, Pages 1470, 2089.

GASOLINE—

Regulating sale and exchange of, etc., H. 639, Page 987.

Regulating sale of, etc., H. 672, Page 1002.

Regulating sale of, H. 797, Page 1254.

Regulating sale of, S. 611, Pages 2449, 2458, 2733, 2833.

To regulate sale of, S. 197, Pages 969, 2095.

GENEVA—

To abolish board of equalization, H. 62, Pages 91, 303.

To abolish county court, H. 63, Pages 91, 269.

To abolish school board, H. 64, Pages 92, 1223, 1654, 2012, 2107.

To abolish tax collector, H. 61, Pages 90, 302.

To prohibit employment of farm demonstration agent, H. 60, Pages 90, 193, 227, 248, 321, 341, 526.

GINS—

To further regulate, H. 785, Pages 1237, 1733, 2406, 2783, 2815.

GORDO—

To amend act establishing charter for, H. 899, Pages 1468, 1515, 2037, 2108, 2537, 2559.

GOVERNOR—

Authorizing expert accountant to investigate state finances, S. 141, Pages 422, 503, 598, 616.

Advertising removal of any appointive state official, S. 127, Pages 384, 409, 450, 461.

Governor Henderson's message, Page 13.

Governor Kilby's message, Page 149.

GOVERNOR—Continued.

- Governor Kilby on profiteering, Page 1474.
- Message of Governor Kilby in joint session, Page 736.
- To authorize employment of law enforcement agents, S. 584, Pages 2452, 2457, 2649, 2792.
- To authorize Governor to enforce laws, S. 203, Pages 550, 581, 639, 676.
- To authorize use of funds when needed, S. 473, Pages 2450, 2458.
- To fix salary, H. 1, Pages 63, 78, 94, 133, 134, 144.
- To fix salary, S. 1, Pages 95, 119.

GREENE—

- To abolish county court of, H. 390, Pages 716, 835, 1025, 1035, 1554, 1653.
- To amend act amending charter of Eutaw, H. 698, Pages 1048, 1115, 1278, 1293, 1671, 1764.
- To amend act requiring transfer of money to general fund, H. 389, Pages 715, 833 (H. 339 error), 1183, 1258, 1400, 1450.
- To transfer jail fund to general fund, H. 822, Pages 1302, 1514, 1679, 1722, 2382, 2421.

GUARDIAN AD LITEM—

- To amend act creating, S. 347, Pages 1173, 1201, 1343, 1404.
- To amend act creating, H. 519, Pages 816, 1222.
- To create in certain counties, S. 442, Pages 1619, 1735.

HALE—

- To make circuit clerk ex-officio county clerk, S. 275, Pages 1150, 1295, 1551, 1658.

HARBOR COMMISSION—

- To amend act creating, S. 206, Pages 1785, 2086, 2691, 2796.

HEALTH—

- To establish colony for epileptics, H. 303, Pages 369, 518, 890.
- To establish state health system, H. 106, Pages 128, 1518.
- To provide for draining swamp and overflowed lands, H. 191, Pages 215, 1733, 2047-2066, 2608, 2817.
- To require county boards to employ health ofcers, etc., H. 90, Pages 124, 836.
- To require examination of school children, H. 1132, Pages 2102, 2228.
- To revise and improve public health laws, H. 583, Pages 902, 1507, 2176, 2216, 2290-2293, 2387 (Protest), 2661, 2730.

HENRY—

- Road law for, S. 298, Pages 955, 1043, 1681, 1801.
- To authorize settlement of county debts, S. 299, Pages 952, 1043, 1279, 1379.
- To prescribe election of commissioners, H. 537, Pages 839, 973, 1190, 1259, 1749, 1764.
- To prescribe maximum indebtedness of, S. 300, Pages 959, 1044, 1681, 1800.
- To provide payment of state witnesses in, H. 507, Pages 810, 831, 1019, 1037, 1404, 1451.
- To require county to pay for publishing local acts, H. 508, Pages 812, 831, 1621, 1643, 2383, 2423.
- To require payment of fees to sheriff and witnesses in, H. 509, Pages 813, 829, 1016, 1037, 1322, 1401.
- To require payment of fines and forfeitures in money, H. 568, Pages 894, 1401, 1189, 1259, 1670, 1763.

HIGHWAYS—

- Creating trunk road, S. 500, Pages 2135, 2364.
- Local road law for certain counties, S. 535, Pages 1719, 1814.
- Road law for certain counties, H. 880, Pages 1464, 1506, 1700, 1724, 1955, 2233, 2504, 2540, 2560.
- To amend act for road maintenance, H. 969, Pages 1639, 1929, 2334, 2376, 2568, 2827.
- To amend act No. 411 approved September 10, 1915, H. 262, Pages 336, 362, 455, 632, 663.
- To amend section 1 of an act designating trunk roads, H. 168, Pages 207, 441, 512, 613, 644, 663.
- To amend section 12 of trunk highway act, H. 501, Pages 808, 888.
- To amend section 12 of trunk highway act, H. 171, Page 207.
- To amend section 12 of trunk highway act, S. 96, Pages 342, 362, 597, 930, 961, 1006, 1145, 1176, 1268.
- To amend section 1 of trunk highway act, H. 270, Pages 338, 833, 1707, 1720.
- To amend trunk highway act, H. 231, Pages 276, 582, 2340, 2377, 2608, 2825.
- To amend trunk highway act, H. 463, Pages 767, 936, 1550, 1643, 1804, 1842.
- To amend trunk highway act, H. 481, Pages 786, 936, 1693, 1720, 2565, 2631.
- To amend trunk highway act, H. 485, Pages 788, 935, 1181, 1258, 1822, 1848.
- To amend trunk highway act, H. 581, Pages 901, 1214, 1551, 1643, 1805, 1842.
- To amend trunk highway act, H. 629, Pages 980, 1214, 1365, 1391, 1804, 1843.
- To amend trunk highway act, H. 643, pages 994, 1215, 1711.
- To amend trunk highway act, H. 701, Pages 1050, 1215, 1357, 1389, 1836, 1848, 1952, 1080, 2233.
- To amend trunk highway act, H. 936, Pages 1526, 1814, 1998, 2106, 2506, 2560.
- To amend trunk highway act, H. 952, Pages 1635, 1812, 2010, 2424, 2489.
- To amend trunk highway act, H. 964, Pages 1637, 1814, 2038, 2106, 2567, 2829.
- To amend trunk highway act, H. 965, Pages 1637, 1813, 2309, 2608, 2829.
- To amend trunk highway act, H. 1060, Pages 1905, 1930.
- To amend trunk highway act, H. 1062, Pages 1932, 2099.
- To amend trunk highway act, S. 229, Pages 1272, 1506, 2030, 2115.
- To amend trunk highway act, S. 267, Pages 1272, 1507, 2024, 2113.
- To amend trunk highway act, S. 288, Pages 1149, 1221, 1911, 1930, 2299, 2448, 2478.
- To amend trunk highway act, S. 454, Pages 1472, 1507, 1912, 1969, 2115.
- To amend trunk highway act, S. 664, Pages 2239, 2364, 2705, 2789.
- To authorize certain counties to prescribe punishment for failure to work roads, H. 436, Pages 758, 936, 1018, 1035, 1261, 1402.
- To authorize counties to join in building bridges, etc., H. 626, Pages 979, 1214.
- To authorize counties to join in building highways and bridges, S. 326, Pages 1163, 1215.
- To authorize county commissioners to establish private highways, H. 112, Page 131.
- To authorize road districts to lay rails, H. 996, Pages 1792, 1931.
- To authorize establishment of private roads, S. 91, Pages 313, 358, 595, 615, 630, 676.
- To create additional trunk road, H. 503, Pages 808, 936, 1276, 1291, 1652, 1762.
- To create additional trunk road, H. 595, Pages 937, 1213, 1341, 1390, 1803, 1843.

HIGHWAYS—Continued.

- To create additional trunk road, H. 607, Pages 941, 1213, 1354, 1388, 2534, 2562.
- To create additional trunk road, H. 638, Pages 987, 1215, 1353, 1388, 1801, 1841.
- To create additional trunk road, H. 659, Pages 997, 1213, 1356, 1389, 1836, 1848.
- To create additional trunk road, H. 732, Pages 1122, 1213, 1339, 1391, 1666, 1764.
- To create additional trunk road, H. 801, Pages 1255, 1505, 2032, 2537, 2559.
- To create additional trunk roads, S. 390, Pages 1323, 1507, 2026, 2111, 2235.
- To create trunk road, H. 867, Pages 1461, 1506, 1676, 1725, 2607, 2825.
- To create state highway department, H. 81, Page 122.
- To create state highway department, S. 55, Pages 1172, 1217.
- To create state highway department, H. 401, Pages 719, 887, 1539, 1660-1665, 1754-1756, 1785, 2505, 2536, 2576-86, 2645, 2729.
- To designate additional trunk road, H. 719, Pages 1055, 1214, 1546, 1643, 2607, 2826.
- To designate additional trunk road, H. 949, Pages 1634, 1814, 2001, 2106, 2569, 2631.
- To designate additional trunk road, H. 993, Pages 1743, 1813, 1998, 2107, 2566, 2632.
- To designate additional trunk road, S. 154, Pages 1172, 1216, 1496, 1658.
- To designate additional trunk road, S. 461, Pages 1821, 1931, 2301, 2479.
- To designate certain road as trunk highway, H. 511, Pages 814, 1221.
- To designate trunk highway in Cherokee county, S. 449, Pages 1776, 1814, 2019, 2114.
- To designate trunk road, H. 736, Pages 1123, 1213, 1342, 1389.
- To designate trunk road, H. 750, Pages 1126, 1815, 2331, 2564, 2830.
- To designate trunk road, H. 915, Pages 1521.
- To designate trunk road, H. 1059, Pages 1904, 1930, 2344, 2376, 2641, 2729.
- To designate trunk road, S. 307, Pages 1173, 1215, 1346, 1403.
- To designate additional trunk roads, S. 357, Pages 1154, 1216, 1350, 1403.
- To designate trunk road, S. 416, Pages 1272, 1506, 2006, 2114.
- To designate trunk road, S. 417, Pages 1272, 1507, 2012, 2115.
- To establish highway commission in certain counties, H. 1139, Pages 2231, 2364.
- To exempt soldiers, sailors and marines from service, S. 420, Pages 1472, 1506.
- To prescribe ages for road duty, H. 800, Pages 1255, 1518.
- To prohibit advertisements resembling railroad crossings, H. 82, Page 123.
- To prohibit throwing of obstacles in, H. 181, Pages 213, 302, 476, 482, 636, 643.
- To provide appropriations for certain counties, H. 425, Pages 755, 1220.
- To provide for changes in, H. 998, Pages 1792, 1813, 2391.
- To provide for establishment and working of private roads, H. 192, Pages 215, 302, 378, 404, 636, 664.
- To provide for organization of land owners for building, H. 668, Pages 1004, 1214, 2392, 2740-61, 2819.
- To provide method of acceptance of equipment from government, S. 311, Pages 1327, 1505.
- To require connection of all county seats, S. 464, Pages 1876, 1930.
- To require counties to erect sign boards, S. 291, Pages 970, 1176, (S. J. R. 101).
- To submit amendment providing for bonds for, S. 218, Pages 1165, 1215, 2572-5, 2636, 2794, 2834, 2845.

HIGHWAYS—Continued.

To submit amendment providing special road tax, H. 784, Pages 1236, 1512.

To require connection with county seats, H. 824, Page 1303.

HOG CHOLERA SERUM—

To repeal act establishing laboratory for manufacture of, H. 1137, Pages 2230, 2367.

HOLLINS—

To abolish Hollins, H. 693, Pages 1045, 1511, 1673, 1721, 2382, 2421.

HOMESTEAD—

To provide for alienation of by married man, H. 110, Pages 130, 195.

HORTICULTURE—

To create Alabama society for, H. 767, Pages 1226, 1397, 2137, 5161, 2762, 2820.

HOTELS—

To regulate prices to be charged by, H. 310, Pages 371, 520.

HOUSTON—

To make circuit clerk ex-officio county clerk, H. 510, Pages 814, 829.

HUMANE OFFICERS—

To define duties of humane officers in certain, S. 349, Pages 1058, 1115, 1282, 1378, 1473, 1530.

INCOME TAXES—

To levy, H. 174, Page 208.

INCORPORATION—

To provide for incorporation of societies for betterment of communities, municipalities and counties, H. 178, Pages 209, 360, 468, 482, 559, 581, 668, 669, 678.

INDEMNITY CONTRACTS—

To amend an act regulating, H. 388, Page 715.

INDETERMINATE SENTENCE—

To amend act relating to, S. 580, Pages 1868, 2372.

To authorize imposition of, S. 108, Pages 538, 582, 640, 677.

INGLENOOK—

To alter limits of, S. 754, Pages 2445, 2456, 2780, 2843.

To alter limits of, H. 1135, Page 2103.

INHERITANCE TAX—

To levy tax of two and one-half per centum on inheritances, H. 265, Pages 337, 1207, 2155.

To provide for levy of, H. 306, Pages 370, 886, 2119, 2127.

INJURED PERSONS—

To require reports of in certain counties, H. 1071, Page 1940.

INSANE HOSPITALS—

To regulate admission and discharge of certain patients, H. 336, Page 524.

INSECTICIDES—

To regulate sale of, H. 766, Pages 1225, 1397, 1534, 1632, 2137-2146, 2161, 2538, 2560.

INSPECTIONS—

To provide for inspection of all institutions, H. 420, Pages 725, 829.

To provide for inspection of institutions, H. 353, Page 706.

To provide for inspection of public and private institutions, S. 240, Pages 1776, 1892, 2649, 2799.

INSURANCE—

Permitting organizing of county mutual aid and fire companies, H. 721, Pages 1118, 1511.

Regulating life and property policies, H. 372, Page 711.

To admit incorporated mutual insurance companies, H. 238, Pages 304, 544.

To amend act approved April 24, 1911, H. 34, Pages 85, 194, 292.

To amend sections 7 and 23a of act approved April 24, 1911, relating to fraternal insurance companies, S. 31, Pages 183, 219, 258, 266.

To authorize admission of incorporated mutual companies, S. 134, Pages 463, 543, 790, 884, 2120, 2129, 2283.

To limit contesting of fraternal insurance, S. 120, Pages 450, 543, 637, 658.

To limit contesting of fraternal insurance, H. 220, Pages 244, 302, 962.

To prohibit sale of note for first year's premium until policy delivered, H. 374, Pages 711, 773.

To provide for merger of fraternal benefit societies, S. 289, Pages 1950, 2372.

To regulate fraternal beneficiary societies, S. 205, Pages 1330, 1453, 1659, 1841.

To regulate licensing of agents of, H. 386, Pages 715, 1517.

To require full payment for loss, H. 668, 1001.

To require full payment to amount of insurance, H. 375, Page 711.

INSURANCE—FRATERNAL ORGANIZATIONS—

To amend act approved April 24, 1911, H. 20, Page 81.

INVOLUNTARY SERVITUDE—

To prohibit, S. 241, Pages 1471, 1727, 2651, 2799.

To prohibit in institutions, H. 421, Page 726.

JAIL WARDEN—

To create office of, H. 685, Pages 1004, 1220.

JAMES—

To abolish corporation of, H. 975, Pages 1738, 1790, 1990, 2108, 2383, 2422.

JEFFERSON—

For relief of L. F. Jackson, H. 955, Pages 1635, 2098, 2316, 2379, 2609, 2823. Relating to delinquent and neglected children, S. 68, Pages 249, 298, 591, 599, 603, 607, 610, 660.

Relief of L. F. Jackson, S. 701, Pages 2445, 2457.

Requiring payment of stenographic fees for recess committee, S. 438, Pages 1487, 1512, 1688, 1799.

Requiring reporting of accidents and injured persons in, S. 660, Pages 2136, 2228.

To abolish treasurer of, H. 956, Pages 1636, 1725, 2326.

To alter boundary lines between Jefferson and St. Clair, H. 923, Page 1522.

JEFFERSON—Continued.

- To amend act creating inferior court, H. 609, Pages 941, 1042, 1184, 1382, 1748, 1765.
- To authorize board of revenue to employ attorneys, S. 189, Pages 549, 610.
- To authorize certain decrees pro confesso in vacation, H. 959, Pages 1636, 1726, 2020.
- To authorize compiling of fiduciary and witness fees in, S. 506, Pages 1867, 2550.
- To authorize law books for circuit judges of, S. 533, Pages 1832, 2550.
- To authorize probate judge to employ clerks, H. 234, Page 277.
- To authorize ~~tax collector~~ ~~to appoint~~ deputies, H. 188, Pages 214, 333, 1685, 1720.
- To confer additional criminal jurisdiction on inferior courts of, S. 573, Pages 1824, 1883, 1989, 2113.
- To create Confederate pension commission for, H. 292, Pages 367, 1209.
- To define power of constables, S. 525, Pages 1832, 1899, 2015, 2114.
- To establish inferior criminal court, H. 787, Pages 1237, 1454, 1546, 1645, 1804, 1917.
- To establish jury commission, S. 411, Pages 1868, 2459.
- To limit jurisdiction of certain justices of peace, H. 791, Page 1247.
- To limit jurisdiction of inferior courts, H. 792, Pages 1249, 1454, 1682, 1722, 1916, 1968.
- To limit jurisdiction of justices in certain precincts, H. 790, Page 1246.
- To limit jurisdiction of justices of peace, H. 789, Page 1245.
- To pay salaries of officers out of general funds, H. 245, Pages 306, 1394.
- To prescribe qualifications and duties of coroner for, S. 160, Pages 484, 582, 646, 1182, 1268.
- To prohibit goats from running at large in precinct nine of, H. 478, Pages 782, 1218, 1361, 1391, 1836, 1848.
- To provide for assessment and collection of taxes in municipalities, H. 50, Page 87.
- To provide for compelling of fiduciary and witness fees, H. 985, Pages 1741, 1887.
- To provide for fire proof building for records of, H. 1049, Pages 1902, 1928, 2319, 2376, 2643, 2728.
- To provide for manager of, H. 686, Pages 1004, 1926, 2320-2323.
- To provide for payment of claims against fine and forfeiture fund, H. 922, Pages 1522, 2091.
- To provide for payment of fees and fines and forfeitures into general fund of, S. 100, Pages 343, 1452, 1675, 1800.
- To provide for payment of fees of county officers, fines and forfeitures into general fund, H. 164, Pages 206, 297, 389, 405, 548, 567.
- To provide for premium on bond of county treasurer, H. 189, Pages 215, 356, 427, 438, 610, 623.
- To provide for retirement of claims against fine and forfeiture fund, S. 92, Pages 342, 1452, 1674, 1801.
- To provide for retirement of claims against fine and forfeiture fund, H. 477, Pages 782, 886, 1024, 1036.
- To provide for service by sheriff in criminal processes, H. 649, Pages 995, 1202, 1353, 1388, 1749, 1765.
- To provide for support of law library, H. 324, Pages 443, 520, 2305, 2374, 2609, 2823.
- To ratify claim of Mrs. Effie McMickens, H. 744, Pages 1125, 1210, 1620, 1644, 2423, 2488.
- To regulate constables in, S. 475, Pages 1871, 2372.
- To require reports of injuries to chief of police, H. 1033, Pages 1816, 1894, 2324, 2376, 2608, 2823.

JUDGES, COUNTY—

To fix compensation of in certain, S. 517, Pages 2238, 2365.

JUDICIARY—

Report of recess committee on, Page 909.

To fix compensation of judges, etc., in certain counties, S. 5, Pages 96, 120, 138, 143.

To provide commission for study of, H. 190, Page 215.

JURORS—

Amending act regarding qualifications of, H. 295, Pages 367, 520, 790, 1511.

To amend act prescribing qualifications of, S. 222, Pages 1870, 2229, 2710-14, 2801, 2844.

To amend act prescribing qualifications of, H. 516, Pages 815, 1516.

To amend act prescribing qualifications of, H. 429, Pages 757, 1398.

To amend act prescribing qualifications of, H. 377, Pages 711, 1394.

To amend section 25 of act prescribing qualifications of, H. 167, Pages 207, 520, 1706, 1720, 2161, 2277.

To amend section 29 of an act prescribing qualifications of, S. 755, Pages 2538, 2552.

To amend section 29 of act prescribing qualifications of, H. 1130, Pages 2102, 2229.

To amend section 32 of act regulating qualifications of, H. 682, Page 1003.

To authorize summoning by mail, H. 517, Pages 815, 884, 1710.

To fix compensation of in certain counties, H. 753, Pages 1127, 1205, 1342, 1360, 1390, 1825, 1826, 1848.

To prohibit boarding with public officers, H. 218, Pages 244, 356, 1957.

JURY COMMISSIONS—

To abolish, H. 169, Pages 207, 520, 578, 767, 818.

To give certain jury commissioners power to elect one member as secretary, S. 164, Pages 487, 1223.

To provide for, H. 80, Pages 122, 364, 449, 578, 2304.

JURY TRIALS—

To amend act regulating, H. 684, Pages 1004, 1203.

To amend act prescribing method of securing jury trials, H. 219, Pages 244, 356, 2395.

JUSTICE OF PEACE—

To authorize warrants in felony cases, S. 588, Pages 2410, 2551.

To confer jurisdiction in certain cases, H. 536, Pages 839, 1516.

To define jurisdiction of in certain counties, H. 621, Pages 945, 1225.

JUVENILE COURTS—

Allowing fees and costs in, H. 877, Pages 1464, 1815, 2029, 2423, 2488.

LABOR—

To fix hours for women and girls, H. 140, Pages 177, 937.

LABOR AGENTS—

To fix license on labor agents, H. 267, Pages 337, 359, 792, 819, 961, 966.

LAMAR—

For construction of roads and bridges, H. 323, Pages 442, 1214, 1688-1693, 1725, 2538, 2562, 2786, 2816.

To ratify warrant to U. T. Propst, H. 246, Pages 306, 334, 390, 405, 546, 567.

LAND CLEARING DISTRICTS—

To provide for organization of, S. 546, Pages 1667, 1727, 2590, 2795.

LAND CONTRACTS—

To authorize recording of, S. 493, Pages 2452, 2551.

LAND CONVEYANCE—

To provide method for when real estate mortgaged, etc., S. 401, Pages 2542, 2550.

LANDS—

To authorize correction of errors by equity courts, S. 258, Pages 969, 1517.

LAND SURVEYORS—

To provide for examination of, H. 612, Pages 943, 1454.

LAUDERDALE—

To make circuit clerk ex-officio county clerk, H. 403, Pages 720, 829, 1025, 1035, 1868, 1919, 1951.

To make sheriff's fees same in county court as in circuit court, H. 402, Pages 720, 828, 1020, 1035, 1851, 1918.

LAWFUL FENCES—

To define in certain counties, S. 364, Pages 1668, 1728, 2336, 2479.

LAW LIBRARIAN—

To create office of, H. 1120, Pages 1948, 2096.

LAWRENCE—

To regulate trials of misdemeanors in, H. 455, Pages 762, 906, 1040, 1191, 1259, 1554, 1653.

LAWS—

To continue present laws in force, H. 125, Pages 167, 221.

LEEDS—

To alter boundary of, H. 924, Pages 1523, 1736.

LEGAL SALES—

To authorize making of record in certain instances, S. 38, Page 312.

LEGISLATION—

To establish commission for uniformity in, S. 348, Pages 1164, 1201.

LEGISLATURE—

Oath to members, Page 5.

Proposing amendment providing for annual sessions of, H. 364, Pages 708, 835.

To authorize pages and messengers for, H. 334, Pages 480, 522, 560, 626, 643.

To provide for expenses of, S. 559, Pages 1822, 1897, 2655, 2799.

To provide for expenses of, H. 916, Pages 1521, 1897.

To provide for expenses of, H. 185, Pages 213, 303.

To provide that all bills introduced shall be acted upon, H. 111, Page 130.

To reapportion members of, H. 1128, Pages 2102, 2369.

LIBRARIES—

To provide for, H. 944, Pages 1528, 1893, 2349, 2375, 2783, 2813.

LIEN—

For storage of personal property, H. 587, Pages 903, 1392.

To amend act to create in favor of laborer or employee in timber cutting, H. 37, Pages 85, 190, 225, 248.

LIGHTNING RODS—

To regulate sale of, H. 836, Pages 1308, 1900.

LIVE STOCK—

Providing method for stock law in fractions of beats, H. 735, Pages 1122, 1199, 2009.

To admit parole evidence in cases involving violation of stock law, S. 409, Pages 1832, 2550.

To authorize counties to pay premiums on exhibits of, H. 491, Pages 789, 1208, 2389, 2607, 2826.

To encourage production of registered, H. 933, Pages 1525, 1734.

To further regulate stock law districts, S. 666, Pages 2239, 2456.

To give certain counties right to modify stock law, H. 1208, Pages 1797, 1898, 2340, 2567, 2633.

To make appropriations for premiums on home raised steers, H. 492, Pages 789, 1208, 2509, 2806, 2817.

To permit counties to give funds for eradicate diseases of, S. 587, Pages 2237, 2368, 2705, 2789.

To prevent tying out near highways, H. 725, Pages 1119, 1218, 2146.

To prohibit from running at large in certain counties, H. 714, Pages 1055, 1117, 1283, 1294, 1823, 1917.

To prohibit from running at large in certain counties, H. 328, Page 448.

To prohibit running at large in certain counties, S. 277, Pages 947, 976, 1182, 1269.

To prohibit from running at large in certain precincts, H. 580, Pages 901, 976, 1287, 1294, 1646, 1649, 1762.

To prohibit from running at large in counties of population of 30,000 to 30,975, S. 162, Pages 458, 520, 618, 622.

To provide for liens to cover grazing on rented land, H. 987, Pages 1742, 1888, 2501, 2785, 2818.

To provide for suppression of diseases of, H. 974, Pages 1642, 1727, 1983, 2554, 2555, 2830.

To regulate shipment of, H. 759, Pages 1128, 1224.

LIVINGSTON—

To vacate certain streets in, H. 1041, Pages 1818, 1898, 2031, 2537, 2561.

LOWNDES—

To further provide for compensation of probate judge of, H. 405, Pages 721, 833, 1179, 1258, 1400, 1450.

To make circuit clerk ex-officio county clerk, H. 406, Pages 722, 828.

MADISON—

To provide for prosecution of misdemeanors without indictment, H. 96, Pages 124, 218, 320, 344, 421, 437.

To repeal act creating Madison inferior criminal court, H. 97, Pages 125, 218, 292, 311, 419, 437.

To establish board of revenue for, H. 1067, Pages 1934, 2086, 2247, 2540, 2560.

MARENGRO—

- To authorize funding bonds, H. 875, Pages 1462, 1515, 1699, 1723, 2073, 2234.
- To authorize refunding bonds, S. 540, Pages 1750, 1790, 2347.
- To authorize janitor, H. 832, Pages 1307, 1513, 1697, 1723, 2487, 2522.
- To create commissioners' districts, H. 874, Pages 1462, 1515.
- To divide into commissioners' districts, S. 541, Pages 1751, 1790, 2067, 2141.
- To require financial statement of school funds, H. 876, Page 1463.
- To transfer fine and forfeiture fund, H. 247, Pages 307, 361, 428, 438, 550, 568.

MARION—

- To amend act regulating fees of witnesses in, H. 450, Pages 763, 829, 1017, 1035, 1400, 1450.
- To provide better system of highways in, H. 457, Pages 764, 936, 1023, 1036, 1405, 1449.

MARITIME LIEN—

- To create in favor of representatives of persons killed on water, S. 561, Pages 1875, 2371.

MARSHALL—

- To amend act requiring two terms of court each year at Albertville, H. 115, Pages 131, 191, 228, 249, 374, 384.
- To give Albertville control of schools, H. 702, Pages 1050, 1209, 1344, 1388, 1553, 1653.
- To provide for drawing of juries, H. 58, Pages 88, 130, 179, 181, 311, 312, 527 (H. J. R. 60), 534 (H. J. R. 60), 612 (H. J. R. 60).

MEMORIALS—

- Urging highway legislation, Page 669.

MEMORIAL COMMISSION—

- To create, H. 5, Pages 64, 119, 134, 181, 255, 264.

MEMORIAL DAY—

- To designate day in memory of soldiers and sailors, S. 212, Pages 820, 973, 2648, 2799.

MENTAL INFERIORS—

- To establish home for, H. 166, Pages 207, 333, 2436.
- To provide home for, S. 309, Pages 2129, 2227, 2436, 2481, 2837.

MILITARY CAMPS—

- To legalize agreements between government and cities, H. 756, Pages 1127, 1199, 1345, 1391, 1787, 1842.

MINORS—

- To amend act providing disposition of money of minors, H. 611, Pages 943, 1203.
- To provide for disposition of money of, H. 919, Page 1521.
- To provide for support of, H. 918, Pages 1521, 1883.

MOBILE—

- Amending act creating assistant clerk for inferior court, S. 423, Pages 1487, 1512, 1699, 1799.
- To amend act creating juvenile court, S. 313, Pages 957, 1201, 1357, 1403.

MOBILE—Continued.

- To amend road law, S. 403, Pages 1174, 1216, 1358, 1403.
- To create assistant clerk of inferior criminal court for, S. 143, Pages 459, 521, 564, 589.
- To further regulate public school system of, H. 482, Pages 787, 830, 1029, 1038, 1400, 1451.
- To require city to pay one-half expenses of juvenile court, S. 312, Pages 948, 1042, 1187, 1269.

MONTGOMERY—

- Relating to dependent, neglected or delinquent children in, H. 458, Pages 765, 883, 1012, 1037.
- To authorize condemnation proceedings for gravel, S. 545, Pages 2447, 2549, 2695, 2789.
- To authorize sheriff to employ guards, H. 284, Pages 341, 359, 473, 482, 548, 567.
- To create office of general guardian ad litem, H. 147, Pages 178, 1395, 2349.
- To fix salary of judge of probate, S. 310, Pages 970, 1510, 1701, 1801.
- To fix salary of probate judge, S. 692, Pages 2443, 2459.
- To fix salary of judge of probate, H. 588, Pages 903, 1395, 1550, 1643.
- To fix salary of probate judge of, H. 1056, Pages 1902, 1929, 2337, 2376, 2564, 2826.
- To fix salary of tax collector, H. 273, Pages 338, 359, 525, 613, 623.
- To fix salary of tax collector, H. 617, Pages 943, 1204, 1348, 1390, 1752, 1753, 1802.
- To pay sheriff salary of \$4,000, H. 28, Pages 82, 192, 225, 248, 315, 341.

MONTGOMERY CITY—

- To amend act creating commission for of government for, H. 283, Pages 340, 441, 493, 587, 590.
- To vacate certain streets, H. 1068, Pages 1936, 2087, 2328, 2377, 2565, 2831.
- To vacate certain streets in, S. 707, Pages 2240, 2365.

MONROE—

- To provide for election of solicitor of, S. 383, Pages 1824, 2098, 2314, 2478.

MORGAN—

- To abrogate powers of justices of peace and notaries public in, H. 709, Pages 1053, 1116, 1283, 2038, 2108, 2424, 2488.
- To create board of revenue, H. 619, Pages 943, 1042, 2025, 2383, 2487, 2803, 2804, 2820.
- To establish county court, H. 665, Pages 998, 1515, 2034, 2382 (H. 655 in error), 2489.
- To provide for election of county superintendent of education, H. 148, Pages 178, 194, 539, 544, 1753, 1802, 2847.
- To repeal act establishing inferior court, H. 707, Pages 1052, 1116, 1281, 1294, 1916, 1967.
- To repeal act establishing inferior court in precinct 19, H. 711, Pages 1054, 1117, 1281, 1294, 1916, 1968.
- To repeal act relating to acreage of Decatur Land Company, H. 1038, Pages 1816, 1894, 2339, 2379, 2786, 2818.
- To repeal act requiring working of convicts on roads, H. 783, Pages 1236, 2311, 2379, 2608, 2823.

MORTGAGES—

- To bar foreclosure of after ten years, H. 829, Pages 1307, 1516.
- To provide for relief of mortgagors, H. 948, Page 1634.
- To require description in, S. 263, Page 1172.

MORTGAGE SALES—

To confirm sales of real estate made in whole, S. 36, Page 312.

MOTION PICTURES—

To provide for board of censors, H. 838, Pages 1309, 1727.

MOUNT VERNON HOSPITAL—

To change name to Searcy Hospital, S. 237, Pages 969, 1206, 2654, 2799.

MUNICIPALITIES—

Relating to rights in constructing wharves and boat landings, S. 130, Pages 399, 504, 617, 659.

Relating to rights in constructing wharves and boat landings, H. 236, Pages 277, 1398.

To amend act permitting elections on bond issues, H. 748, Pages 1126, 1201, 1552, 1644, 2540, 2559.

To authorize certain ones to charge rentals for sanitary privileges, S. 107, Page 462.

To authorize certain ones to construct white ways, S. 547, Pages 1786, 1895, 1999, 2116.

To authorize contracts with government for street improvements, H. 656, Pages 996, 1210, 2357, 2374, 2783, 2814.

To authorize contributions to civic organizations, H. 835, Pages 1308, 1510, 1700, 1723, 2786, 2816.

To authorize licensing of employment agencies, H. 658, Pages 997, 1203.

To authorize purchasing of sanitary sewers, H. 404, Pages 721, 886, 1962, 2105.

To authorize resurfacing of streets, S. 508, Pages 1821, 2083, 2318.

To authorize resurfacing of streets, H. 654, Pages 996, 1517.

To authorize time limit for testing municipal bonds or elections, S. 25, Pages 183, 333, 465, 514.

To authorize to maintain bill for abatement of public nuisances, S. 23, Pages 183, 333, 427, 461.

To authorize to maintain bill in equity to abate nuisances, H. 47, Pages 87, 1399.

To authorize to make agreements with other cities for inspections, H. 46, Pages 87, 194, 280, 310, 422, 436.

To construe charters, H. 56, Page 88.

To extend term of commissioner of certain, S. 496, Pages 1619, 1732, 1850, 1851.

To fix salaries of mayors in certain towns, H. 476, Pages 782, 890, 1056, 1188, 1258, 1836, 1848.

To grant lien for licenses, H. 210, Page 241.

To grant lien on property for licenses, S. 122, Pages 462, 505, 575, 590.

Ho grant liens on property secured by mortgages owned by, H. 657, Pages 997, 1204, 1990 (S. 657 is error). 2643, 2730.

To legalize bonds issued by certain, H. 747, Page 1126.

To limit time for contesting validity of bonds, etc., H. 49, Page 87.

To prohibit levying of licenses against businesses not in, S. 207, Pages 791, 795, 2782, 2843.

To provide for alteration of boundary lines of certain, H. 989, Page 1742.

To provide for assessment of public improvements against property, S. 17, Pages 182, 333, 474, 487, 531.

To provide method for control of streets formerly controlled by counties, S. 626, Pages 2451, 2552.

To provide for dissolution of, S. 188, Pages 827, 975, 2603, 2636.

MUNICIPALITIES—Continued.

- To provide for election of police and clerks of certain, H. 1064, Page 1932.
- To regulate assessments for public improvements, H. 45, Pages 86, 190, 256, 264, 422, 436.
- To regulate bills involving titles after street improvements, H. 873, Page 1462.
- To require policemen and marshals to be qualified electors, H. 927, Pages 1525, 1883.
- To validate bonds issued by, S. 387, Pages 1272, 1512.
- To validate bonds issued by, H. 666, Pages 998, 1517.

NARCOTICS—

- Relative to sale of, H. 988, Pages 1742, 2460.

NATIONAL GUARD—

- To authorize Governor to make rules for reorganization of, S. 182, Pages 485, 529, 575, 589.
- To provide for military forces, S. 382, Pages 1831, 1895, 1958, 2113.
- To regulate appointment and qualifications of staff officers for, S. 183, Pages 485, 529, 620, 660.

NEW COUNTIES—

- Proposing amendment for, H. J. R. 114, Page 1197.

NEWSPAPERS—

- To permit exchange of advertising for railroad passes, S. 78, Pages 463, 1202.

NITRATE PLANT—

- To exempt from taxation, H. 842, Pages 1309, 1931, 2508, 2761, 2814.

NON-INTOXICATING BEVERAGES—

- To license all manufacturers and dealers in, H. 1140, Pages 2231, 2460.
- To make lawful sale of, H. 1061, Pages 1905, 2101, 2246.

NON-RESIDENTS—

- To amend act regulating giving of notice to, S. 266, Pages 1165, 1510.
- To prescribe mode of service on, S. 159, Pages 826, 1396, 2434, 2483.

NOTARIES PUBLIC—

- To require date of expiry of commission on acknowledgments, H. 746, Pages 1126, 1511.

NOTES—

- To require endorsement of partial payments, H. 601, Pages 940, 1225.

NUISANCE—

- To define and abate those described, S. 92, Pages 313, 333, 476, 514.

NURSES—

- To prescribe term of training, S. 361, Pages 1670, 1733, 2147, 2232.
- To prescribe term of training of, H. 616, Page 943.
- To prescribe term of training of, H. 972, Page 1640.

OPTOMETRY—

- To define and create state board of, H. 472, Pages 781, 1455.
- To define and provide for regulation of, S. 306, Pages 1870, 2099, 2599, 2796.

ORGANIZATIONS—

Permitting formation of labor, agricultural and similar bodies, H. 297, Pages 368, 2230.

OYSTERS—

To preserve reefs, H. 687, Pages 1004, 1114, 1372-1378, 1391, 1746, 1765, 1849, 1850, 1917.

To prohibit shipment in shell out of state, H. 312, Pages 410, 522.

To prohibit the taking of from state, S. 176, Pages 557, 583, 646, 677.

OZARK—

Relating to school board, H. 781, Pages 1235, 1892, 2003, 2107.

PAROLE AGENTS—

To provide for, S. 582, Pages 2453, 2549.

PARTNERSHIPS—

To require registration of members of, H. 660, Pages 997, 1883.

PATRIOTIC SOCIETY—

To create, H. 726, Pages 1119, 1632, 2160, 2786, 2819.

PASTEUR INSTITUTE—

To provide building for, S. 749, Pages 2442, 2458, 2630, 2792.

To provide for purchase of building for, H. 1084, Pages 1944, 2091.

PEDESTRIANS—

Ror further protection of, H. 544, Pages 842, 1512.

PERRY—

To abolish county treasurer, H. 304, Pages 369, 831, 1008, 1033, 1405, 1449.

To close Convenient Street in Marion, H. 175, Pages 208, 270, 391, 405, 547, 567.

PETTUS COUNTY—

To submit amendment providing for, H. 742, Pages 1124, 1396, 1844-1847.

PHYSICIANS—

To authorize those who served overseas to practice, H. 1069, Page 1940.

PICKENS—

To repeal road law, H. 101, Pages 127, 220, 279, 310, 371, 383.

PIKE—

To provide assistant for circuit clerk, S. 351, Pages 1486, 1728, 2311, 2479.

To provide for payment of state witnesses, S. 392, Pages 1269, 1299, 2040, 2115.

To regulate fine and forfeiture fund, S. 393, Pages 1270, 1299, 2040, 2115.

PISTOLS—

To regulate right to carry, H. 83, Pages 123, 358, 823, 826, 1156, 1267.

POLL TAX—

To grant temporary relief to persons who served in military forces, H. 376, Page 711.

To collect from women, H. 680, Pages 1003, 1453, 1958, 2082.

To remit those against persons in military service, H. 460, Page 766.

To submit amendment making poll taxes compulsory, H. 177, Pages 209, 334, 365, 449.

POOL AND BILLIARDS—

To prohibit operation outside incorporated towns, H. 182, Pages 213, 409, 469, 482, 907, 1175, 1267.

POST WAR COUNCIL OF DEFENSE—

To create, S. 198, Pages 548, 583, 647, 676.
To create, H. 329, Pages 479, 521.

PROFITEERING—

To suppress, H. 752, Pages 1127, 1200, 2116.

PRINTING—

To require public printing within Alabama, H. 585, Pages 902, 1297.

PRISONERS—

Regulating care and custody of, H. 1043, Pages 1819, 1884, 2495.
To provide for safe-keeping and custody of, S. 679, Pages 2535, 2552.

PRISONERS, FEEDING OF—

To amend act regulating, S. 568, Pages 2239, 2368.
To amend act relating to, H. 928, Pages 1525, 1897.
To regulate, H. 1042, Pages 1819, 1884, 2496, 2722, 2810-13, 2819.

PRISON INSPECTOR, STATE—

To amend act creating, S. 371, Pages 2450, 2456, 2593, 2777, 2790, 2792, 2839.

PROHIBITION—

To amend act to further suppress evils of intemperance, S. 321, Pages 1163, 1731.
To amend section 9 of prohibition act, H. 774, Pages 1230, 1738, 1803, 2285.
To amend act suppressing evils of intemperance, S. 653, Pages 2450, 2553.
To designate persons to receive wine for sacrament, S. 320, Pages 1163, 1731, 2694, 2761, 2796.
To further suppress evils of intemperance, H. 7, Pages 78, 120, 141, 185, 224.
To further suppress evils of intemperance, H. 378, Pages 711, 753, 2494, 2785, 2818.
To give informer one-half fines in certain counties, H. 905, Pages 1519, 1929, 2346, 2375, 2609, 2823.
To permit bond for property seized for violations, S. 424, Pages 1472, 1731, 2709, 2790.
To provide for payment of reward for arrest of violators, S. 560, Pages 2451, 2553, 2717, 2789.
To provide for suppression of intemperance, H. 881, Pages 1464, 1731.
To provide instruction on in public schools, H. 862, Pages 1458, 1731, 2497, 2806, 2817.
To ratify prohibition amendment, H. J. R. 6, Pages 64, 65, 66, 70.

PUBLIC ACCOUNTANCY—

To regulate practice of, S. 69, Pages 419, 503, 597, 661.
To regulate practice of, H. 173, Pages 208, 358.
To regulate practice of, H. 242, Pages 305, 1397.
To require state auditor, accountants and examiners to be certified, H. 243, Pages 306, 356.

PUBLIC SERVICE—

- To further regulate, S. 579, Pages 2238, 2370, 2717, 2790.
- To further regulate, H. 839, Page 1309.

PUBLIC SERVICE COMMISSION—

- To further define powers and duties, H. 731, Pages 1122, 1930.

RAILROADS—

- To amend act relating to public service commission, H. 887, Page 1466.
- To create railroad and public utilities commission, H. 535, Pages 839, 1200, 1407-1443, 1479.
- To create railroad and public utilities commission, H. 897, Page 1468.
- To require erection of signals at crossings, H. 648, Pages 995, 1516.
- To require keeping of approaches in repair, H. 894, Pages 1467, 1893.
- To require persons driving vehicles across to stop, H. 921, Pages 1522, 2228.
- To require repair of public crossings, S. 505, Pages 2238, 2364.
- To require screening of cars, S. 658, Pages 2506, 2552, 2715, 2801, 2843.
- To require screening of cars, H. 889, Pages 1466, 1893.
- To require stopping of all passenger trains at county seats or stations nearest, H. 1075, Pages 1941, 2100.

RECESS COMMITTEES—

- Appointment of, Pages 667, 671.

REGISTRARS OF VOTERS—

- To abolish office of, H. 213, Pages 242, 363, 364, 413, 530.

RELIEF—

- A. M. C. Denton, H. 966, Page 1637.
- Annie B. Moore, S. 381, Pages 1328, 1452, 1680, 1749, 1799.
- A. P. White; Sr., H. 819, Pages 1301, 2097, 2395, 2565, 2831, 2839.
- B. Ivey Burt, H. 1078, Pages 1942, 2097, 2388, 2566, 2831.
- Camp Jones, H. 131, Pages 170, 194, 281, 310, 421, 437.
- Catherine E. Mount, H. 1141, Page 2231.
- City of Montgomery, S. 628, Pages 2131, 2226.
- City of Montgomery, S. 629, Pages 2132, 2226.
- Cora Rasco, H. 211, Pages 241, 886, 2343, 2379, 2567, 2633.
- E. C. Childs, H. 549, Pages 891, 1263, 1729, 2315, 2374, 2566, 2633, 2720.
- E. R. Bradford, H. 798, Pages 1254, 1732, 2066, 2487, 2521.
- George W. Morris, H. 760, Pages 1128, 1209, 2176, 2235, 2568, 2631, 2805.
- Guard for L. W. Griffith, H. 913, Pages 1520, 1732, 2306, 2375, 2569, 2632.
- H. C. Davidson, H. 410, Pages 723, 906, 2092, 2338, 2379, 2568, 2632.
- Honor McNicholas, etc., H. 524, Pages 817, 1931, 2307, 2567, 2631, 2720, 2732, 2816.
- Honor McNicholas and others, S. 764, Pages 2491, 2553.
- H. S. Brown, H. 521, Pages 816, 886, 2175, 2235, 2568, 2827.
- H. T. Deese, H. 630, Pages 980, 1208, 1338, 1388, 1748, 1765, 1911.
- H. W. Slaughter, H. 1063, Pages 1932, 2090.
- J. H. Berry, H. 132, Pages 170, 194, 261, 265, 419, 423.
- John W. Abercrombie, S. 530, Pages 1915, 2091, 2437, 2645, 2688, 2798.
- John W. Abercrombie, H. 854, Pages 1457, 2093, 2437.
- J. N. Varner, H. 850, Pages 1455, 2097, 2310, 2375, 2786, 2818.
- J. S. Ward and R. H. Wood, H. 904, Pages 1519, 2093, 2315, 2379, 2569, 2633.
- Israel Belser, H. 706, Pages 1051, 1207, 1361, 3189, 1652, 1763.
- J. C. Lewis, H. 754, Pages 1127, 2094.
- Joseph Espalla, A. S. Lyons and H. W. Fowler, H. 215, Pages 243, 270, 400, 405, 535, 560.

RELIEF—Continued.

- Montgomery Fair, H. 1057, Pages 1903, 2091, 2338, 2607, 2824.
 Rev. J. E. Deer, H. 471, Pages 779, 1209, 1497, 1529, 2538, 2561, 2847.
 Rev. J. E. Deer, S. 322, 1832, 2092.
 Rev. J. M. Johnson, S. 509, Pages 1719, 2095, 2310, 2411.
 R. H. Hudson, H. 820, Pages 1301, 1897, 2279, 2280, 2538, 2560.
 Robert H. Greene, S. 285, Pages 1471, 1898, 2589.
 Robert Thrasher, H. 903, Pages 1518, 2094, 2299, 2377, 2608, 2823.
 Thomas M. Henry, H. 882, Pages 1465, 2090.
 T. M. Pearson, S. 394, Pages 1750, 1896, 2660, 2799.
 T. M. Crow, H. 454, Pages 762, 1452.
 T. P. Welborn, H. 676, Pages 1002, 1208.
 T. W. Barker, H. 134, Pages 171, 194, 261, 265, 515, 532.
 Watt T. Brown, H. 307, Pages 370, 442, 541, 885, 2344, 2566, 2831, 2848.
 W. H. Jones, H. 427, Pages 755, 886, 1351, 1387, 1983, 2233.
 William Wilson, H. 124, Pages 166, 301, 385, 405, 547, 567.
 W. J. Richardson, H. 1044, Pages 1820, 2090, 2326, 2379, 2689, 2730.

RESOLUTIONS—

- Allowing secretary of senate and clerk of house twenty days to complete work, S. J. R. 70, Pages 661, 676.
 Amending legislatures' rules regarding budget bills, S. J. R., 68, Page 664.
 Asking congress to make appropriation for investigation of influenza, S. J. R. 30, Pages 488, 617.
 Authorizing issuance of warrant for insane hospital funds to Dr. James T. Searcy, S. J. R. 37, Pages 375, 398.
 Calling constitutional convention, H. J. R. 16, Page 330.
 Calling on congress to order constitutional convention, H. J. R. 45, Page 402.
 Calling on secretary of state for report of supreme court and court of appeals, H. J. R. 53, Pages 478, 624, 664, 668, 679.
 Changing route of Bankhead Highway, H. J. R. 37, Page 329.
 Creating code committee, H. J. R. 31, Pages 286, 375, 404.
 Creating commission on high cost of living, H. J. R. 103, Page 1109.
 Creating committee for investigation of fish, etc., H. J. R. 61, Page 528.
 Creating committee on prison and convict conditions, H. J. R. 15, Pages 185, 220, 279.
 Creating committee to attend highway meeting in Texas, S. J. R. 72, Pages 670, 671, 674.
 Creating committee to inspect Mercy Home Industrial School and State Training School for Girls, H. J. R. 95, Pages 968, 1005, 1149, 1267, 1332, 1476, 1837, 1838.
 Creating committee to investigate needs of Jefferson county, H. J. R. 33, Pages 296, 487, 514.
 Creating committee to investigate pension fund, H. J. R. 89, Page 934.
 Creating committee to prepare legislation rearranging congressional districts, H. J. R. 62, Page 528.
 Creating joint code committee, H. J. R. 29, Page 236.
 Creating legislative budget committee, H. J. R. 58, Pages 519, 612, 624.
 Creating legislative committee for coal and iron inquiry, H. J. R. 118, Page 1290.
 Commending "Alabama's Own in France," H. J. R. 144, Pages 1447, 1505.
 Deducting appropriations for use of Confederate pensioners, H. J. R. 348, Page 2219.
 Deploring race riots, H. J. R. 100, Pages 1072, 1074.
 Designating department of mining engineering at University as "School of Mines", S. J. R. 120, Pages 2136, 2411.

RESOLUTIONS—Continued.

- Directing distribution of acts, S. J. R. 159, Pages 2767, 2839.
- Election of permanent officers, H. R. 1, Page 5.
- Endorsing Bankhead Highway, S. J. R. 13, Page 223.
- Endorsing Constitution Day, H. J. R. 107, Pages 1110, 1260.
- Endorsing peace treaty and League of Nations, H. J. R. 81, Pages 695, 750, 791, 792.
- Expressing alarm at acts of labor, H. J. R. 102, Pages 1108, 1387.
- Favoring deportation of undesirable aliens, S. J. R. 89, Pages 1485, 1658.
- Favoring increase in per diem of legislators, H. J. R. 67, 601.
- Favoring League of Nations, Page 11.
- Favoring more effective immigration laws, H. J. R. 36, Pages 321, 488, 514.
- Favoring protection for Jews, S. J. R. 59, Page 629.
- Favoring protection for Jews, H. J. R. 68, Page 601.
- Giving secretary of senate and clerk of house time to complete work of legislature, S. J. R. 157, Pages 2766, 2845.
- Instructing educational commission created by S. 89 to consider teachers' Pensions, H. J. R. 47, Page 416.
- Page 752.
- Inviting Chaplain John W. Inzer to address legislature, S. J. R. 78.
- Inviting General R. L. Bullard to address legislature, H. J. R. 99, Pages 1040, 1150.
- Inviting President Wilson to address legislature, S. J. R. 83, Pages 822, 880.
- Inviting William G. McAdoo to address legislature, S. J. R. 76, Pages 696, 750.
- Memorializing congress to pay soldiers for six months after discharge, S. J. R. 29, Pages 266, 296, 312, 315.
- Memorializing congress to retain school of fire at Fort Benning, H. J. R. 22, Pages 211, 249, 256.
- Of respect for Senator Norwood, S. J. R. 96, Page 964.
- Of sympathy for Representative J. W. Green, H. R. 370, Page 2222.
- Of sympathy for Representative W. Y. Adams, H. R. 371, Page 2222.
- On death of Hon. Joseph W. Marshall, member from Russell, H. R. 56, Pages 516, 546, 559.
- On death of Hon. Orizaba Manasco, H. R. 86, Page 820.
- On death of Judge Gaston Gunter, H. J. R. 32, Pages 287, 294.
- On death of mother of Hon. J. E. Dunaway, member from Dallas, H. R. 57, Page 517.
- Opposing Chamberlain-Kahn military bill, H. J. R. 121, Pages 1335, 1385, 2281, 2490.
- Ordering distribution of acts of legislature, S. J. R. 66, Pages 650, 675.
- Ordering publication of report of educational commission, S. J. R. 60, Page 624.
- Paying J. E. Speight for temporary services, S. J. R. 53, Pages 586, 617.
- Paying recess committees of legislature, S. J. R. 52, Pages 587, 604, 610, 659.
- Proposing amendment requiring ratification of declaration of war by people, H. J. R. 183, Page 1714.
- Proposing creation of constitutional commission, S. J. R. 161, Page 3769.
- Proposing investigation of taxes of Alabama Power Company, H. J. R. 165, Page 1626.
- Proposing \$1,000,000 for public schools, H. J. R. 164, Page 1624.
- Recalling from Governor S. 94, S. J. R. 9, Page 661.
- Relative to recess of legislature, S. J. R. 47, Page 534.
- Requesting budget commission to consider Confederate soldiers, S. J. R. 40, Pages 484, 531.

RESOLUTIONS—Continued.

- Requesting discontinuance of exportation of necessities, H. J. R. 105, Page 1110.
- Requesting governor and solcitors to dismiss misdemeanor cases against soldiers, S. J. R. 64, Pages 644, 676.
- Requesting governor to return H. 178, H. J. R. 70, Pages 602, 610.
- Requesting preservation of letters of Sumter soldiers, S. J. R. 102, Pages 1148, 1260, 1379.
- Requesting Senate to return H. 458 and 459 to House, H. J. R. 182, Pages 1714, 1748.
- Requiring registration of lobbyists, H. R. 101, Page 1108.
- Requiring secretary of state to furnish each legislator with code of 1907, acts of 1915, acts of 1919 and journal of House and Senate of 1919, H. J. R. 347, Page 2219.
- Thanking Mobile Register, H. J. R. 71 and 72, Page 656.
- Thanking officers of House and newspapers, Pages 657, 658.
- Thanking Senator Bankhead for work for road appropriation, S. J. R. 67, Pages 650, 676.
- To create committee on convicts, S. J. R. 24, Pages 460, 483, 502, 531, 545, 565.
- To create committee to visit Soldiers' Home, H. J. R. 19, Pages 212, 398, 1137.
- To provide committee for investigation of highways, H. J. R. 24, Page 211.
- To provide for recess on twentieth day, S. J. R. 31, Page 265.
- To ratify prohibition amendment, H. J. R. 6, Pages 64, 65, 66, 70.
- Urging completion of Muscle Shoals development, S. J. R. 55, Pages 652, 675.
- Urging demobilization of 167th Regiment in Montgomery, S. J. R. 33, Pages 316, 317, 346.
- Urging federal legislation against profiteering, H. J. R. 345, Page 2218.
- Urging government to build bridges across navigable streams, S. J. R. 111, Pages 1908, 2116.
- Urging passage of soldier settlement bill by congress, H. J. R. 54, Pages 515, 527, 544.
- Urging permanent rank of lieutenant-general for Robert L. Bullard, H. J. R. 184, Pages 1715, 1766, 1803.
- Urging protection of fire, White House, S. J. R. 87, Page 821.
- Urging removal of embargo on cotton, H. J. R. 49, Pages 439, 458, 464.
- Urging return of railroads to owners, S. J. R. 77, Page 1147.

REVENUE—

- To amend sub-division 84 of section 361 of general revenue act, H. 1125, Pages 1949, 2088, 2246, 2492, 2522, 2739, 2818.
- To amend sub-division 84, section 361, of general revenue act, S. 710, Pages 2244, 2370.
- To better provide for, H. 888, Pages 1466, 1510.
- To provide for general revenue, H. 383, Pages 713, 973, 1061-1070, 1113, 1554-1619, 1807, 1808, 1809, 1847, 1877, 1920, 1969, 1986, 2111, 2294 (Protest.)

RIGHTS-OF-WAY—

- To secure over lands of other persons, S. 215, Pages 820, 973, 2709, 2789.
- To secure persons rights-of-way over lands of others, H. 415, Pages 725, 1214.

RUSSELL—

- To establish board of revenue, S. 434, Pages 1323, 1514, 1703, 1799.
- To repeal road law, H. 1039, Pages 1817, 1888, 2022, 2383, 2422.

SEAY'S AMENDMENTS TO CONSTITUTION—

To authorize purchase of, H. 1031, Pages 1815, 1885.

SHEFFIELD—

To close certain streets in, S. 490, Pages 1828, 1898, 2000, 2115.

SHELBY—

To amend act creating board of revenue, H. 428, Pages 756, 890, 978.

To amend act creating board of revenue of, H. 253, Page 308.

To amend act establishing board of revenue of, S. 95, Pages 585, 885, 1027.

To amend board of revenue act, S. 443, Pages 1331, 1513, 1695, 1756, 1774, 1789, 1841.

To create treasurer for, H. 973, Pages 1640, 1727, 2033, 2565, 2829.

To fix salary of deputy solicitor, H. 59, Pages 89, 269, 279, 327, 391, 405, 551, 568.

To make circuit clerk ex-officio county clerk, H. 461, Pages 766, 1199.

To provide for salary of county court judge, H. 575, Pages 897, 972, 1275, 1291, 1749, 1764.

SHERIFFS—

Authorized to employ janitors in certain counties, S. 668, Pages 2442, 2456.

To authorize automobile for in certain counties, H. 941, Pages 1526, 1900.

To authorize certain sheriffs to employ jailers, S. 346, Pages 1154, 2096, 2302, 2448, 2478.

To authorize purchase of automobiles by certain, S. 564, Pages 2447, 2457.

To fix ex-officio fees in certain counties, S. 230, Pages 1776, 2094, 2346, 2411.

To provide for automobiles for in certain counties, S. 262, Pages 1484, 2096, 2313, 2449, 2478.

To provide for automobiles for in certain counties, H. 937, Pages 1526, 1782, 2005, 2106, 2485, 2521.

To provide for incidental expenses of those on salaries, H. 1022, Pages 1795, 2089.

To provide incidental expenses of in certain counties, S. 661, Pages 2135, 2227.

To regulate allowances for feeding prisoners, S. 3, Pages 96, 119, 500.

To regulate allowances for feeding prisoners, H. 3, Pages 63, 78.

To require certain sheriffs to employ janitors, H. 1040, Pages 1818, 1888, 2303, 2642, 2828.

SOLDIERS—

To appropriate \$60 for each soldier, sailor and marine, H. 983, Page 1741.

To exempt from road duty, H. 738, Page 1123.

To provide for census of soldiers and sailors, H. 316, Pages 411, 529, 962, 966.

To exempt world war veterans from poll taxes, H. 249, Pages 308, 363.

To provide for record of discharge of, H. 419, Pages 725, 835.

SOLDIER SETTLEMENT—

To provide for co-operation between state and United States, H. 298, Pages 368, 891.

SOLICITORS, ASSISTANTS—

To provide for appointment of in certain counties, S. 276, Pages 1149, 1203, 1365.

SOLICITOR, CIRCUIT—

- To amend act providing for election of, S. 1046, Pages 1900, 1927, 2300, 2376, 2777, 2813.
- To amend act requiring solicitors to give opinion, S. 66, Pages 313, 358, 595.
- To amend act requiring solicitors to give opinions, H. 153, Pages 196, 1398.
- To designate who may practice law, H. 920, Pages 1521, 1728.
- To fix compensation in certain counties, H. 884, Pages 1466, 1885, 2039, 2106, 2538, 2559.
- To fix compensation of certain, H. 681, Pages 1003, 2229.
- To fix compensation of deputies in certain counties, H. 890, Pages 1467, 1508, 2028, 2556, 2832.
- To fix compensation of in certain counties, S. 343, Pages 1154, 1510.
- To fix expense accounts of, H. 1080, Page 1943.
- To prescribe fees in cases for carrying concealed pistol, S. 676, Pages 2450, 2549, 2702, 2718, 2789.
- To provide compensation of deputies, H. 318, Pages 418, 1204.
- To provide for appointment of deputies, S. 526, Pages 1827, 1885, 2011, 2116.
- To provide for appointment of deputies in certain counties, H. 483, Pages 788, 884, 1013, 1036, 1073, 1112.
- To provide for compensation of deputies in certain counties, S. 536, Pages 1777, 2098, 2336, 2410.
- To provide for election of county solicitors in certain counties, H. 620, Pages 945, 1225.
- To provide for salaries of deputies, H. 896, Pages 1467, 1735, 2349.
- To require deputies to be elected, H. 531, Pages 838, 1225.
- To require fees in certain counties to go into treasury, H. 763, Pages 1137, 1203, 2004, 2537, 2561.

SOLICITOR, COUNTY—

- To abolish, H. 36, Pages 85, 410.
- To amend act requiring giving of opinions, H. 42, Pages 86, 190, 224, 248, 421, 436, 505, 515, 532.
- To creat in certain counties, H. 860, Pages 1458, 1508, 2013, 2669, 2824.
- To create in certain counties, S. 537, Pages 1875, 2371.
- To fix salaries in certain counties, S. 615, Pages 2238, 2365.
- To provide for election of in certain counties, S. 336, Pages 1909, 2228, 2656, 2723, 2797.

STATE—

- To fix compensation of officials and employes of, H. 1086, Pages 1944, 2094.
- To further regulate receipts and disbursements of, H. 737, Pages 1123, 1224, 1476, 2519.
- To provide for distribution of funds recovered from loss of public money, H. 799, Pages 1255, 2092.
- To require income tax supervisor and assistants to give bonds, S. 759, Pages 2450, 2550.
- To require income tax supervisor and officials to give bond, H. 1134, Page 2103.
- To require officials to live in Montgomery, S. 761, Pages 2507, 2551, 2691, 2798.

STATE FINANCES—

- To provide for study of, H. 176, Pages 209, 364.

STATE OFFICIALS—

- Requiring officials and employes at capitol to live in Montgomery, H. 1127, Pages 2101, 2371, 2497.
- To fix compensation of, S. 750, Pages 2443, 2458, 2592, 2675-80, 2719, 2790, 2835-47, 2839.
- To give attorney-general power to employ attorneys, H. 716, Pages 1055, 1224.
- To punish failure to carry out pledges, H. 689, Pages 1044, 1298.
- To require filing of expense vouchers, H. 227, Pages 276, 521, 567, 622, 643.

ST. CLAIR—

- Road law for, S. 368, Pages 1166, 1215, 1994, 2130, 2236, 2667, 2798.
- To regulate claims against fine and forfeiture fund, H. 1030, Pages 1799, 1815, 2042, 2107, 2534, 2561.
- To regulate payment of claims against fine and forfeiture fund of, H. 486, Pages 788, 832, 1014, 1037, 1554, 1653, 1834.
- To repeal road law, H. 222, Pages 245, 271, 393, 405, 625, 662.

STOCKS AND SECURITIES—

- To prohibit sale of without permit, H. 209, Page 241.

SUMTER—

- To amend act creating board of revenue, H. 546, Pages 842, 972, 1180, 1258, 1851, 1917.
- To amend road law, S. 465, Pages 1493, 1507, 1709, 1799.
- To establish board of revenue for, S. 194, Pages 551, 582, 646, 677.

SUPREME COURT—

- Concerning arguments, decisions and opinions in, H. 1129, Page 2102.
- To amend act providing stenographer for reporter of, H. 1087, Pages 1944, 2094.
- To provide for publishing reports of appellate courts, H. 664, Pages 998, 1202, 1539, 1643, 2281, 2384.
- To provide for sale of reports of, H. 1036, Pages 1816, 1886, 2172, 2235, 2689, 2730.
- To regulate review by supreme court of judgment of court of appeals, H. 565, Pages 894, 1392, 1540, 1643.

SUPREME COURT JUDGES—

- To fix salaries of, S. 398, Pages 1330, 1393, 1766, 1769, 1775.

SUPREME COURT, REPORTER—

- To amend act providing stenographer for, S. 740, Pages 2282, 2369, 2765, 2802.

SYRUP INDUSTRY—

- To protect, H. 825, Pages 1303, 1734.

TALLADEGA—

- To amend road law, S. 408, Pages 1270, 1507, 1704, 1799.
- To regulate elections of commissioners, H. 943, Pages 1527, 1736, 2030, 2383, 2421.
- To regulate election of commissioners of, H. 573, Pages 896, 1208, 1352, 1388.

TALLAPOOSA—

- For relief of Alexander City Bank, H. 548, Pages 844, 1040, 1189, 1259, 1748, 1764.
- For relief of Jennie Hagerdorn, H. 547, Pages 844, 1040, 1188, 1259, 1748, 1764.

TAX ASSESSOR—

- To provide clerk for in certain counties, S. 553, Pages 2133, 2228, 2594.
- To regulate offices of in certain counties, H. 591, Pages 904, 972, 2327, 2567, 2825.

TAX COLLECTORS—

- To make bonds lien on property, S. 760, Pages 2452, 2550.
- To make bonds of a lien on property of sureties, H. 1133, Page 2102.
- To regulate offices of in certain counties, H. 590, Pages 904, 972, 2068, 2667, 2824.
- To require filing of accounts, H. 526, Page 818, 886.

TAX COMMISSION—

- To fix salaries of, H. 1131, Pages 2102, 2226, 2440, 2609, 2823.
- To fix salaries of, S. 752, Page 2410.

TAXES

- To abolish county boards of equalization, H. 14, Pages 81, 195, 1208, 2012.
- To abolish county boards of equalization, H. 89, Pages 123, 1208, 2009.
- To amend act providing for revenue approved September 14, 1915, H. 339, Pages 655, 890.
- To amend general revenue law of 1915, H. 296, Pages 367, 1218.
- To amend license or private act, approved September 15, 1915, H. 269, Pages 337, 504.
- To amend sections 2 and 4 of revenue law of 1915, H. 391, Page 718.
- To amend section 51 of revenue act of 1915, H. 363, Page 708.
- To amend sub-division 82½, section 1 of act approved September 14, 1915, H. 141, Pages 177, 301, 455, 649, 663.
- To exempt air nitrate plants from, S. 756, Page 2451.
- To exempt land for home, H. 861, Pages 1458, 2101.
- To exempt Liberty Bonds, S. 93, Pages 313, 442.
- To levy license tax on producers and dealers in coal, H. 113, Page 131.
- To permit Confederate and Union soldiers to peddle without licenses, H. 152, Pages 179, 301.
- To provide for collection and distribution of all taxes, H. 1142, Page 2231.
- To provide for distribution of income and other taxes, S. 762, Pages 2490, 2553, 2690, 2797.
- To provide for franchise and excess profits tax, H. 311, Page 371.
- To repeal act exempting solvent credits, H. 40, Pages 86, 303.
- To repeal act regulating dealers in farm products, H. 17, Page 81.
- To repeal section 3 of general revenue law of 1915, H. 399, Page 719.
- To amend section 17 of revenue law of 1915, H. 679, Pages 1003, 1452, 1957, 2082.
- To repeal sections 62-106 of act approved September 14, 1915, H. 142, Pages 177, 1209.
- To repeal sections 62-83 of act of 1915 providing revenue, H. 351, Page 706.

TELEGRAPH COMPANIES—

- To require maintenance of offices at county seats, H. 216, Page 244.

TICK ERADICATION—

- To amend tick eradication act, H. 622, Pages 945, 978.
- To indemnify cattle owners for losses at vats, H. 418, Pages 725, 976, 2358, 2807, 2808, 2819.
- To make appropriation for, S. 175, Pages 551, 583, 628, 659.

TICK ERADICATION—Continued.

- To make state liability for killing cattle at dipping vats, H. 537, Pages 758, 886.
- To provide for, H. 39, Pages 85, 193, 229, 249, 385, 404.
- To validate payments for, H. 821, Pages 1302, 1733, 2306, 2374.
- To validate payments made for, H. 205, Pages 238, 300.

TIMBER—

- To regulate sale of, H. 950, Pages 1634, 1900.
- To regulate sale of standing timber, H. 8, Pages 79, 195, 449, 962, 978, 2350, 2373, 2607, 2826.

TRIALS—

- To regulate trials of persons charged with murder, H. 810, Pages 1300, 1517.

TRUSTS—

- To define and prohibit, H. 826, Page 1303.
- To define and prohibit punishment of, H. 844, Pages 1309, 1474, 1509, 1855, 1867, 2556, 2557, 2644, 2697-2700, 2817.

TUBERCULOSIS—

- To authorize site for sanitorium for, S. 528, Pages 2238, 2364, 2595, 2795,

TUSCALOOSA—

- To authorize exemption from road duty, S. 574, Pages 1874, 1929.
- To extend corporate limits of city of Tuscaloosa, S. 195, Pages 537, 566, 619, 660.
- To extend corporate limits of city of Tuscaloosa, H. 327, Pages 447, 505.
- To make circuit clerk ex-officio county clerk, H. 340, Page 655.

UNITED STATES—

- To grant site for maritime quarantine station, S. 148, Pages 486, 582, 640, 676.

UNITED STATES GOVERNMENT—

- To grant site for maritime quarantine station, H. 248, Pages 308, 529.

UNITED STATES SENATOR—

- To authorize temporary appointment of, S. 94, Pages 314, 358, 574, 590, 661 (S. J. R. 9.)
- To provide for temporary appointment of, H. 170, Pages 207, 297, 414, 438, 546, 560.

UNLAWFUL DETAINER—

- To regulate suits in certain counties, S. 158, Pages 819, 972, 1196 (S. R. 107.)

VEHICLE TAX—

- To prohibit on farm vehicles in certain counties, S. 425, Page 1484.

VENEREAL DISEASES—

- To provide for control of, H. 105, Pages 128, 238, 396, 439, 558, 584 (S. J. R. 51), 614, 623, 667, 671, 679.

VETERINARY MEDICINE—

- To amend act regulating, H. 217, Pages 244, 303.
- To amend act regulating practice of, H. 661, Pages 997, 1455.

VETERINARY MEDICINE—Continued.

- To amend act relating to practice of, S. 151, Pages 462, 522, 570, 589.
- To license medical officers of V. M. R. H. 122, Pages 132, 372, 836.

WALKER—

- To amend all-time health officer act, H. 278, Pages 339, 361, 429, 534, 545.
- To amend highway commission act for, S. 359, Pages 1152, 1216, 2027, 2111, 2236.
- To create highway commission for, S. 123, Pages 325, 361, 564, 590.

WAYWARD GIRLS—

- To establish home for, H. 645, Pages 994, 2101.

WELLS AND CISTERNS—

- To provide for closing in of unused, H. 275, Pages 338, 361, 928, 935, 1176, 1267.

WHITE HOUSE OF CONFEDERACY—

- To provide for purchase of, H. 940, Pages 1526, 1735.

WILCOX—

- To repeal local road law for, S. 202, Pages 552, 583, 627, 659.
- To repeal section 5 of act regulating fine and forfeiture fund, S. 324, Pages 1158, 1299, 1622, 1658.
- To validate warrant, S. 323, Pages 1170, 1216, 1549, 1658.

WILLS—

- To provide for recording of and to authorize certified copies as evidence, H. 172, Pages 208, 332.
- To regulate revocation of, H. 254, Pages 309, 1398.

WINSTON—

- To establish branch court at Haleyville, H. 667, Pages 999, 1513, 1678, 1720, 2161, 2278.

WITNESSES—

- To provide for proper return of subpoenas, H. 144, Pages 178, 218, 262, 264.

WITNESSES AND JURORS—

- To provide for summoning by mail, S. 397, Pages 2451, 2554.

WOMAN SUFFRAGE—

- Creating committee to determine needs of state, H. J. R. 92, Page 967.
- Joint session for discussion of, Page 845, requiring 5 days' notice, 926.
- Proposing ratification of amendment, H. J. R. 166, Page 1630.
- Rejecting amendment, H. J. R. 82, Page 696.
- Resolution rejecting amendment, S. J. R. 126, Pages 1834, 2274-2277, 2477, 2479.

WOMEN AND GIRLS—

- To fix maximum work day for, H. 833, Page 1308.

WORKMEN'S COMPENSATION—

- Prescribing liability of employer, S. 53, Pages 908, 935, 1060, 1138-1145, 1178, 1378, 1477, 1530.
- Prescribing liability of employer, H. 539, Pages 841, 884, 1709.
- Prescribing liability of employer, H. 121, Pages 132, 1222.

